

EXECUTIVE BUDGET BILL

A bill to make appropriations for various state departments and agencies; the judicial branch, and the legislative branch for the fiscal years ending September 30, 2013; to provide anticipated appropriations for the fiscal year ending September 30, 2014; to provide a nonbinding schedule of programs; to provide for certain conditions on appropriations; to provide for the expenditure of the appropriations.

THE PEOPLE OF THE STATE OF MICHIGAN ENACT:

	For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
APPROPRIATION SUMMARY		
GROSS APPROPRIATION	\$ 34,161,274,400	\$ 34,717,612,300
Total interdepartmental grants and intradepartmental transfers.....	788,016,200	793,889,000
ADJUSTED GROSS APPROPRIATION	\$ 33,373,258,200	\$ 33,923,723,300
Total federal revenues	18,123,267,000	18,404,139,100
Total local revenues	378,299,700	378,498,800
Total private revenues	134,554,200	134,567,100
Total other state restricted revenues	7,327,901,000	7,344,857,600
State general fund/general purpose	\$ 7,409,236,300	\$ 7,661,660,700

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14 **Article 1**

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16 **DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT**
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26 **PART 1**

27 **LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

28 Sec. 1-101. Subject to the conditions set forth in this article, the amounts listed in
29 this part for the department of agriculture and rural development are appropriated for the
30 fiscal year ending September 30, 2013, and are anticipated to be appropriated for the fiscal
31 year ending September 30, 2014, from the funds indicated in this part. The following is a
32 summary of the appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	2.0	2.0
4	Full-time equated classified positions.....	422.0	422.0
5	GROSS APPROPRIATION	\$ 72,044,300	\$ 73,400,800
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	316,900	316,900
8	ADJUSTED GROSS APPROPRIATION	\$ 71,727,400	\$ 73,083,900
9	Total local revenues	0	0
10	Total federal revenues	11,114,600	11,488,500
11	Total private revenues	174,300	174,300
12	Total other state restricted revenues	28,513,300	28,813,300
13	State general fund/general purpose	\$ 31,925,200	\$ 32,607,800
14	Sec. 1-102. EXECUTIVE AND DEPARTMENTWIDE		
15	Full-time equated unclassified positions.....	2.0	2.0
16	Full-time equated classified positions.....	27.0	27.0
17	Executive and departmentwide	\$ <u>5,376,300</u>	\$ <u>6,732,800</u>
18	GROSS APPROPRIATION	\$ 5,376,300	\$ 6,732,800
19	Appropriated from:		
20	Federal revenues	957,700	1,331,600
21	Private revenues	87,500	87,500
22	State restricted revenues	624,600	924,600
23	State general fund/general purpose	\$ 3,706,500	\$ 4,389,100
24	<i>Schedule of programs:</i>		
25	<i>Commissions and boards</i>	<i>23,800</i>	<i>23,800</i>
26	<i>Unclassified positions</i>	<i>213,300</i>	<i>213,300</i>
27	<i>Executive direction</i>	<i>1,287,300</i>	<i>1,287,300</i>
28	<i>Operational services</i>	<i>995,200</i>	<i>995,200</i>
29	<i>Accounting service center</i>	<i>920,200</i>	<i>920,200</i>
30	<i>Emergency management</i>	<i>770,500</i>	<i>770,500</i>
31	<i>Statistical reporting services</i>	<i>157,300</i>	<i>157,300</i>
32	<i>Rent and building occupancy charges</i>	<i>1,008,700</i>	<i>1,008,700</i>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Active and retiree insurance and pension adjustment	0	1,356,500
2	Sec. 1-103. INFORMATION AND TECHNOLOGY		
3	Information and technology	\$ 1,404,900	\$ 1,404,900
4	GROSS APPROPRIATION	\$ 1,404,900	\$ 1,404,900
5	Appropriated from:		
6	Interdepartmental grant revenues	3,000	3,000
7	State restricted revenues	161,500	161,500
8	State general fund/general purpose	\$ 1,240,400	\$ 1,240,400
9	Schedule of programs:		
10	Information technology services and projects	1,404,900	1,404,900
11	Sec. 1-104. FOOD AND DAIRY		
12	Full-time equated classified positions.....	98.0	98.0
13	Food and dairy	\$ 13,342,300	\$ 13,342,300
14	GROSS APPROPRIATION	\$ 13,342,300	\$ 13,342,300
15	Appropriated from:		
16	Federal revenues	723,900	723,900
17	State restricted revenues	3,466,000	3,466,000
18	State general fund/general purpose	\$ 9,152,400	\$ 9,152,400
19	Schedule of programs:		
20	Food safety and quality assurance	10,167,500	10,167,500
21	Milk safety and quality assurance	3,174,800	3,174,800
22	Sec. 1-105. ANIMAL INDUSTRY		
23	Full-time equated classified positions.....	60.0	60.0
24	Animal industry	\$ 8,956,700	\$ 8,956,700
25	GROSS APPROPRIATION	\$ 8,956,700	\$ 8,956,700
26	Appropriated from:		
27	Federal revenues	880,400	880,400
28	State restricted revenues	332,700	332,700
29	State general fund/general purpose	\$ 7,743,600	\$ 7,743,600
30	Schedule of programs:		
31	Animal disease prevention and response	8,956,700	8,956,700
32	Sec. 1-106. PESTICIDE AND PLANT PEST MANAGEMENT		

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Full-time equated classified positions.....	81.0	81.0
2	Pesticide and plant pest management	\$ <u>11,114,300</u>	\$ <u>11,114,300</u>
3	GROSS APPROPRIATION	\$ 11,114,300	\$ 11,114,300
4	Appropriated from:		
5	Federal revenues	2,049,300	2,049,300
6	Private revenues	86,800	86,800
7	State restricted revenues	5,094,800	5,094,800
8	State general fund/general purpose	\$ 3,883,400	\$ 3,883,400
9	<i>Schedule of programs:</i>		
10	<i>Pesticide and plant pest management</i>	<i>10,540,100</i>	<i>10,540,100</i>
11	<i>Producer security / grain dealers</i>	<i>574,200</i>	<i>574,200</i>
12	Sec. 1-107. ENVIRONMENTAL STEWARDSHIP		
13	Full-time equated classified positions.....	50.0	50.0
14	Environmental stewardship	\$ <u>10,805,100</u>	\$ <u>10,805,100</u>
15	GROSS APPROPRIATION	\$ 10,805,100	\$ 10,805,100
16	Appropriated from:		
17	Interdepartmental grant revenues	107,000	107,000
18	Federal revenues	1,409,000	1,409,000
19	State restricted revenues	6,090,300	6,090,300
20	State general fund/general purpose	\$ 3,198,800	\$ 3,198,800
21	<i>Schedule of programs:</i>		
22	<i>Michigan agriculture environmental assurance program</i>	<i>1,621,500</i>	<i>1,621,500</i>
23	<i>Environmental stewardship</i>	<i>6,146,500</i>	<i>6,146,500</i>
24	<i>Farmland and open space preservation</i>	<i>872,000</i>	<i>872,000</i>
25	<i>Migrant labor housing</i>	<i>1,156,900</i>	<i>1,156,900</i>
26	<i>Intercounty drain</i>	<i>453,100</i>	<i>453,100</i>
27	<i>Right-to-farm</i>	<i>555,100</i>	<i>555,100</i>
28	Sec. 1-108. LABORATORY PROGRAM		
29	Full-time equated classified positions.....	90.0	90.0
30	Laboratory program	\$ <u>13,902,400</u>	\$ <u>13,902,400</u>
31	GROSS APPROPRIATION	\$ 13,902,400	\$ 13,902,400
32	Appropriated from:		

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Interdepartmental grant revenues	206,900	206,900
2	Federal revenues	3,527,500	3,527,500
3	State restricted revenues	8,208,600	8,208,600
4	State general fund/general purpose	\$ 1,959,400	\$ 1,959,400
5	<i>Schedule of programs:</i>		
6	<i>Laboratory services</i>	<i>5,686,400</i>	<i>5,686,400</i>
7	<i>USDA monitoring</i>	<i>2,548,700</i>	<i>2,548,700</i>
8	<i>Consumer protection program</i>	<i>5,667,300</i>	<i>5,667,300</i>
9	Sec. 1-109. AGRICULTURE DEVELOPMENT		
10	Full-time equated classified positions.....	13.0	13.0
11	Agriculture development	\$ <u>3,500,600</u>	\$ <u>3,500,600</u>
12	GROSS APPROPRIATION	\$ 3,500,600	\$ 3,500,600
13	Appropriated from:		
14	Federal revenues	1,566,800	1,566,800
15	State restricted revenues	893,100	893,100
16	State general fund/general purpose	\$ 1,040,700	\$ 1,040,700
17	<i>Schedule of programs:</i>		
18	<i>Agriculture development</i>	<i>2,712,000</i>	<i>2,712,000</i>
19	<i>Grape and wine program</i>	<i>788,600</i>	<i>788,600</i>
20	Sec. 1-110. HORSE RACING PROGRAMS		
21	Full-time equated classified positions.....	3.0	3.0
22	Horse racing programs	\$ <u>3,141,700</u>	\$ <u>3,141,700</u>
23	GROSS APPROPRIATION	\$ 3,141,700	\$ 3,141,700
24	Appropriated from:		
25	State restricted revenues	3,141,700	3,141,700
26	State general fund/general purpose	\$ 0	\$ 0
27	<i>Schedule of programs:</i>		
28	<i>Horse racing grant program administration</i>	<i>351,100</i>	<i>351,100</i>
29	<i>Purses and supplements-fairs/licensed tracks</i>	<i>708,300</i>	<i>708,300</i>
30	<i>Licensed tracks-light horse racing</i>	<i>40,300</i>	<i>40,300</i>
31	<i>Standardbred breeders' awards</i>	<i>285,900</i>	<i>285,900</i>
32	<i>Standardbred purses and supplements-licensed tracks</i>	<i>527,800</i>	<i>527,800</i>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Standardbred sire stakes	239,000	239,000
2	Thoroughbred supplements-licensed tracks	385,900	385,900
3	Thoroughbred breeders' awards	358,600	358,600
4	Thoroughbred sire stakes	244,800	244,800
5	Sec. 1-111. CAPITAL OUTLAY		
6	Capital outlay	\$ 500,000	\$ 500,000
7	GROSS APPROPRIATION	\$ 500,000	\$ 500,000
8	Appropriated from:		
9	State restricted revenues	500,000	500,000
10	State general fund/general purpose	\$ 0	\$ 0
11	Schedule of programs:		
12	Farmland and open space development acquisition	500,000	500,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

GENERAL SECTIONS

Sec. 1-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal years 2012-2013 is \$60,438,500.00 and state spending from state resources to be paid to local units of government for fiscal years 2012-2013 is \$1,500,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF AGRICULTURE AND RURAL DEVELOPMENT

Environmental stewardship	\$ 1,500,000
TOTAL	\$ 1,500,000

Sec. 1-202. As used in this article:

(a) "Department" means the department of agriculture and rural development.

(b) "USDA" means the United States department of agriculture.

Sec. 1-203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$5,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this

1 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

2 (2) In addition to the funds appropriated in part 1, there is appropriated an amount
3 not to exceed \$6,000,000.00 for state restricted contingency funds. These funds are not
4 available for expenditure until they have been transferred to another line item in this
5 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

6 (3) In addition to the funds appropriated in part 1, there is appropriated an amount
7 not to exceed \$100,000.00 for local contingency funds. These funds are not available for
8 expenditure until they have been transferred to another line item in this article under
9 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

10 (4) In addition to the funds appropriated in part 1, there is appropriated an amount
11 not to exceed \$100,000.00 for private contingency funds. These funds are not available for
12 expenditure until they have been transferred to another line item in this article under
13 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

14 Sec. 1-204. Funds appropriated in part 1 shall not be used by a principal executive
15 department, state agency, or authority to hire a person to provide legal services that are
16 the responsibility of the attorney general. This prohibition does not apply to legal
17 services for bonding activities and for those outside services that the attorney general
18 authorizes.

19 20 **EXECUTIVE AND DEPARTMENTWIDE**

21 Sec. 1-301. (1) Pursuant to the appropriations in part 1, the department may receive
22 and expend revenue and use that revenue to cover necessary expenses related to publications,
23 audit and licensing functions, livestock sales, certification of nursery stock, and
24 laboratory analyses as specified in the following:

25 (a) Management services publications.

26 (b) Management services audit and licensing functions.

27 (c) Pesticide and plant pest management propagation and certification of virus-free
28 foundation stock.

29 (d) Pesticide and plant pest management grading services.

30 (e) Laboratory support testing for testing horses in draft horse pulling contests at
31 county fairs when local jurisdictions request state assistance.

32 (f) Laboratory support analyses to determine foreign substances in horses engaged in

1 racing or pulling contests at tracks.

2 (g) Laboratory support analyses of food, livestock, and agricultural products for
3 disease, foreign products for disease, toxic materials, foreign substances, and quality
4 standards.

5 (h) Laboratory support test samples for other agencies and organizations.

6 (i) Fruit and vegetable inspection at shipping and termination points and processing
7 plants.

8 (2) The department shall notify the senate and house appropriations subcommittees on
9 agriculture and rural development and the senate and house fiscal agencies 30 days prior to
10 proposing changes in fees authorized under this section or under section 5 of 1915 PA 91, MCL
11 285.35.

12 (3) Annually, before February 1, the department shall provide a report to the senate
13 and house appropriations subcommittees on agriculture and rural development and the senate
14 and house fiscal agencies detailing all the fees charged by the department under the
15 authorization provided in this section, including, but not limited to, rates, number of
16 individuals paying each fee, and the revenue generated by each fee in the previous fiscal
17 year.

18 19 **HORSE RACING PROGRAMS**

20 Sec. 1-401. All appropriations from the agriculture equine industry development fund,
21 except for the racing commission and laboratory analysis program appropriations, shall be
22 reduced proportionately if revenues to the agriculture equine industry development fund
23 decline during the fiscal year ending September 30, 2012 to a level lower than the amounts
24 appropriated in section 1-110.

25 26 **CAPITAL OUTLAY**

27 Sec. 1-501. (1) The director shall allocate lump-sum appropriations made in this
28 article consistent with statutory provisions and the purposes for which funds were
29 appropriated. Lump-sum allocations shall address priority program or facility needs and may
30 include, but are not limited to, design, construction, remodeling and addition, special
31 maintenance, major special maintenance, energy conservation, and demolition.

32 (2) The state budget director may authorize that funds appropriated for lump-sum

1 appropriations shall be available for no more than 3 fiscal years following the fiscal year
2 in which the original appropriation was made. Any remaining balance from allocations made in
3 this section shall lapse to the fund from which it was appropriated pursuant to the lapsing
4 of funds as provided in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

5 Sec. 1-502. The appropriations in part 1 for capital outlay shall be carried forward
6 at the end of the fiscal year consistent with the provisions of section 248 of the management
7 and budget act, 1984 PA 431, MCL 18.1248.

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9 **ONE-TIME BASIS ONLY**

10 Sec. 1-601. For the state fiscal year ending September 30, 2013, there is
11 appropriated, on a 1-time basis only, \$2,235,300.00 from general fund/general purpose revenue
12 and related federal and state restricted revenue for the following purposes:

13	State employee lump sum payments	\$	470,300
14	Private forestry program		500,000
15	Healthy Food program		<u>1,500,000</u>
16	GROSS APPROPRIATION	\$	2,470,300

17 Appropriated from:

18	Interdepartmental grant revenues	2,400
19	Federal revenues	85,000
20	Private revenues	1,500
21	State restricted revenues	146,100
22	State general fund/general purpose	2,235,300

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14 **Article 2**

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16 **DEPARTMENT OF ATTORNEY GENERAL**
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26 **PART 1**

27 **LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

28 Sec. 2-101. Subject to the conditions set forth in this article, the amounts listed in
29 this part for the department of attorney general are appropriated for the fiscal year ending
30 September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014, from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF ATTORNEY GENERAL		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	6.0	6.0
4	Full-time equated classified positions.....	507.0	507.0
5	GROSS APPROPRIATION	\$ 83,921,300	\$ 85,943,900
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	23,784,800	24,400,100
8	ADJUSTED GROSS APPROPRIATION	\$ 60,136,500	\$ 61,543,800
9	Total federal revenues	9,810,000	10,070,400
10	Total local revenues	0	0
11	Total private revenues	0	0
12	Total other state restricted revenues	17,029,300	17,430,900
13	State general fund/general purpose	\$ 33,297,200	\$ 34,042,500
14	Sec. 2-102. ATTORNEY GENERAL OPERATIONS		
15	Full-time equated unclassified positions.....	6.0	6.0
16	Full-time equated classified positions.....	495.0	495.0
17	Attorney general operations	\$ <u>81,887,900</u>	\$ <u>83,910,500</u>
18	GROSS APPROPRIATION	\$ 81,887,900	\$ 83,910,500
19	Appropriated from:		
20	Interdepartmental grant revenues	23,634,700	24,250,000
21	Federal revenues	9,701,900	9,962,300
22	State restricted revenues	16,624,000	17,025,600
23	State general fund/general purpose	\$ 31,927,300	\$ 32,672,600
24	<i>Schedule of programs:</i>		
25	<i>Attorney general</i>	<i>112,500</i>	<i>112,500</i>
26	<i>Unclassified positions</i>	<i>564,700</i>	<i>564,700</i>
27	<i>Attorney general operations</i>	<i>75,528,700</i>	<i>75,528,700</i>
28	<i>Child support enforcement</i>	<i>3,410,700</i>	<i>3,410,700</i>
29	<i>Information technology services and projects</i>	<i>1,371,300</i>	<i>1,371,300</i>
30	<i>Public safety initiative</i>	<i>900,000</i>	<i>900,000</i>
31	<i>Active and retiree insurance and pension adjustment</i>	<i>0</i>	<i>2,022,600</i>
32	Sec. 2-103. PROSECUTING ATTORNEYS COORDINATING COUNCIL		

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Full-time equated classified positions.....	12.0	12.0
2	Prosecuting attorneys coordinating council	\$ <u>2,033,400</u>	\$ <u>2,033,400</u>
3	GROSS APPROPRIATION	\$ 2,033,400	2,033,400
4	Appropriated from:		
5	Interdepartmental grant revenues	150,100	150,100
6	Federal revenues	108,100	108,100
7	State restricted revenues	405,300	405,300
8	State general fund/general purpose	\$ 1,369,900	\$ 1,369,900
9	<i>Schedule of programs:</i>		
10	Prosecuting attorneys coordinating council	2,033,400	2,033,400

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

GENERAL SECTIONS

Sec. 2-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2012-2013 is \$50,326,500.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is \$0.00.

Sec. 2-202. As used in this article "RS" means revised statutes.

Sec. 2-203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,500,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,500,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under

1 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

2 (4) In addition to the funds appropriated in part 1, there is appropriated an amount
3 not to exceed \$100,000.00 for private contingency funds. These funds are not available for
4 expenditure until they have been transferred to another line item in this article under
5 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

6 Sec. 2-204. Funds appropriated in part 1 shall not be used by a principal executive
7 department, state agency, or authority to hire a person to provide legal services that are
8 the responsibility of the attorney general. This prohibition does not apply to legal services
9 for bonding activities and for those outside services that the attorney general authorizes.

10 Sec. 2-205. (1) The attorney general shall perform all legal services, including
11 representation before courts and administrative agencies rendering legal opinions and
12 providing legal advice to a principal executive department or state agency. A principal
13 executive department or state agency shall not employ or enter into a contract with any other
14 person for services described in this section.

15 (2) The attorney general shall defend judges of all state courts if a claim is made or
16 a civil action is commenced for injuries to persons or property caused by the judge through
17 the performance of the judge's duties while acting within the scope of his or her authority
18 as a judge.

19 (3) The attorney general shall perform the duties specified in 1846 RS 12, MCL 14.28
20 to 14.35, and 1919 PA 232, MCL 14.101 to 14.102, and as otherwise provided by law.

21 Sec. 2-206. The attorney general may sell copies of the biennial report in excess of
22 the 350 copies that the attorney general may distribute on a gratis basis. Gratis copies
23 shall not be provided to members of the legislature. Electronic copies of biennial reports
24 shall be made available on the department of attorney general's website. The attorney general
25 shall sell copies of the report at not less than the actual cost of the report and shall
26 deposit the money received into the general fund.

27 Sec. 2-207. The department of attorney general is responsible for the legal
28 representation for state of Michigan state employee worker's disability compensation cases.
29 The risk management revolving fund revenue appropriation in part 1 is to be satisfied by
30 billings from the department of attorney general for the actual costs of legal
31 representation, including salaries and support costs.

32 Sec. 2-208. In addition to the funds appropriated in part 1, not more than \$400,000.00

1 shall be reimbursed per fiscal year for food stamp fraud cases heard by the third circuit
2 court of Wayne County that were initiated by the department of attorney general pursuant to
3 the existing contract between the department of human services, the prosecuting attorneys
4 association of Michigan, and the department of attorney general. The source of this funding
5 is money earned by the department of attorney general under the agreement after the allowance
6 for reimbursement to the department of attorney general for costs associated with the
7 prosecution of food stamp fraud cases. It is recognized that the federal funds are earned by
8 the department of attorney general for its documented progress on the prosecution of food
9 stamp fraud cases according to the United States department of agriculture regulations and
10 that, once earned by this state, the funds become state funds.

11 Sec. 2-209. Any proceeds from a lawsuit initiated by or settlement agreement entered
12 into on behalf of this state against a manufacturer of tobacco products by the attorney
13 general are state funds and are subject to appropriation as provided by law.

14 Sec. 2-210. (1) In addition to the antitrust revenues in part 1, antitrust, securities
15 fraud, consumer protection or class action enforcement revenues, or attorney fees recovered
16 by the department, not to exceed \$250,000.00, are appropriated to the department for
17 antitrust, securities fraud, and consumer protection or class action enforcement cases.

18 (2) Any unexpended funds from antitrust, securities fraud, or consumer protection or
19 class action enforcement revenues at the end of the fiscal year, including antitrust funds in
20 part 1, may be carried forward for expenditure in the following fiscal year up to the maximum
21 authorization of \$250,000.00.

22 Sec. 2-211. (1) In addition to the funds appropriated in part 1, there is appropriated
23 up to \$500,000.00 from litigation expense reimbursements awarded to the state.

24 (2) The funds may be expended for the payment of court judgments or settlements,
25 attorney fees, and litigation expenses not including salaries and support costs, assessed
26 against the office of the governor, the department of the attorney general, the governor, or
27 the attorney general when acting in an official capacity as the named party in litigation
28 against the state. The funds may also be expended for the payment of state costs incurred
29 under section 16 of chapter X of the code of criminal procedure, 1927 PA 175, MCL 770.16.

30 (3) Unexpended funds at the end of the fiscal year may be carried forward for
31 expenditure in the following year, up to a maximum authorization of \$500,000.00.

32 Sec. 2-212. From the prisoner reimbursement funds appropriated in part 1, the

department may spend up to \$497,900.00 on activities related to the state correctional facilities reimbursement act, 1935 PA 253, MCL 800.401 to 800.406. In addition to the funds appropriated in part 1, if the department collects in excess of \$1,131,000.00 in gross annual prisoner reimbursement receipts provided to the general fund, the excess, up to a maximum of \$1,000,000.00, is appropriated to the department of attorney general and may be spent on the representation of the department of corrections and its officers, employees, and agents, including, but not limited to, the defense of litigation against the state, its departments, officers, employees, or agents in civil actions filed by prisoners.

Sec. 2-213. (1) For the purposes of providing title IV-D child support enforcement funding, the department of human services, as the state IV-D agency, shall maintain a cooperative agreement with the attorney general for federal IV-D funding to support the child support enforcement activities within the office of the attorney general.

(2) The attorney general or his or her designee shall, to the extent allowable under federal law, have access to any information used by the state to locate parents who fail to pay court-ordered child support.

Sec. 2-214. The department of attorney general shall not receive and expend funds in addition to those authorized in part 1 for legal services provided specifically to other state departments or agencies except for costs for expert witnesses, court costs, or other nonsalary litigation expenses associated with a pending legal action.

ONE-TIME BASIS ONLY

Sec. 2-301. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$393,300.00 from general fund/general purpose revenue and related federal and state restricted revenue for the following purposes:

State employee lump sum payments	1,025,900
GROSS APPROPRIATION	\$ 1,025,900
Appropriated from:	
Interdepartmental grant revenues	297,300
Federal revenues	122,600
State restricted revenues	212,700
State general fund/general purpose	393,300

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14 **Article 3**

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16 **DEPARTMENT OF CIVIL RIGHTS**
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26 **PART 1**

27 **LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

28 Sec. 3-101. Subject to the conditions set forth in this article, the amounts listed in
29 this part for the department of civil rights are appropriated for the fiscal year ending
30 September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014 from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF CIVIL RIGHTS		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	5.0	5.0
4	Full-time equated classified positions.....	116.0	116.0
5	GROSS APPROPRIATION	\$ 14,203,700	\$ 14,524,000
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	0	0
8	ADJUSTED GROSS APPROPRIATION	\$ 14,203,700	\$ 14,524,000
9	Total federal revenues	2,616,700	2,678,400
10	Total local revenues	0	0
11	Total private revenues	18,700	18,700
12	Total other state restricted revenues	151,900	151,900
13	State general fund/general purpose	\$ 11,416,400	\$ 11,675,000
14	Sec. 3-102. CIVIL RIGHTS OPERATIONS		
15	Full-time equated unclassified positions.....	5.0	5.0
16	Full-time equated classified positions.....	116.0	116.0
17	Civil rights operations	\$ <u>14,203,700</u>	\$ <u>14,524,000</u>
18	GROSS APPROPRIATION	\$ 14,203,700	\$ 14,524,000
19	Appropriated from:		
20	Federal revenues	2,616,700	2,678,400
21	Private revenues	18,700	18,700
22	State restricted revenues	151,900	151,900
23	State general fund/general purpose	\$ 11,416,400	\$ 11,675,000
24	<i>Schedule of programs:</i>		
25	<i>Unclassified positions</i>	<i>267,100</i>	<i>267,100</i>
26	<i>Civil rights operations</i>	<i>12,332,600</i>	<i>12,332,600</i>
27	<i>Commission on disability concerns</i>	<i>654,700</i>	<i>654,700</i>
28	<i>Hispanic/Latino commission of Michigan</i>	<i>196,500</i>	<i>196,500</i>
29	<i>Asian Pacific American affairs commission</i>	<i>100,000</i>	<i>100,000</i>
30	<i>Information technology services and projects</i>	<i>652,800</i>	<i>652,800</i>
31	<i>Active and retiree insurance and pension</i>		
32	<i>adjustment</i>	<i>0</i>	<i>320,300</i>

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

GENERAL SECTIONS

Sec. 3-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2012-2013 is \$11,568,300.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is \$0.

Sec. 3-202. As used in this article:

(a) "EEOC" means the United States equal employment opportunity commission.

(b) "HUD" means the United States department of housing and urban development.

Sec. 3-203. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.

Sec. 3-204. (a) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(b) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$750,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

CIVIL RIGHTS OPERATIONS

Sec. 3-301. (1) In addition to the appropriations contained in part 1, the department of civil rights may receive and expend funds from local or private sources for all of the following purposes:

(a) Developing and presenting training for employers on equal employment opportunity law and procedures.

(b) The publication and sale of civil rights related informational material.

(c) The provision of copy material made available under freedom of information requests.

(d) Other copy fees, subpoena fees, and witness fees.

(e) Developing, presenting, and participating in mediation processes for certain civil rights cases.

(f) Workshops, seminars, and recognition or award programs consistent with the programmatic mission of the individual unit sponsoring or coordinating the programs.

(g) Staffing costs for all activities included in subsection.

(2) The department of civil rights shall annually report to the state budget director, the senate and house of representatives standing committees on appropriations, and the senate and house fiscal agencies the amount of funds received and expended for purposes authorized under this section.

Sec. 3-302. The department of civil rights may contract with local units of government to review equal employment opportunity compliance of potential contractors and may charge for and expend amounts received from local units of government for the purpose of developing and providing these contractual services.

ONE-TIME BASIS ONLY

Sec. 3-401. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$104,300.00 from general fund/general purpose revenue and related federal revenue for the following purposes:

State employee lump sum payments	\$	<u>128,900</u>
GROSS APPROPRIATION	\$	128,900
Appropriated from:		
Federal revenues		24,600
State general fund/general purpose		104,300

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14 **Article 4**

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16 **DEPARTMENT OF COMMUNITY HEALTH**
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26 **PART 1**

27 **LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

28 Sec. 4-101. Subject to the conditions set forth in this article, the amounts listed in
29 this part for the department of community health are appropriated for the fiscal year ending
30 September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014, from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

	For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1 DEPARTMENT OF COMMUNITY HEALTH		
2 APPROPRIATION SUMMARY		
3 Full-time equated unclassified positions.....	6.0	6.0
4 Full-time equated classified positions.....	3,607.9	3,607.9
5 GROSS APPROPRIATION	\$ 15,045,744,800	\$ 15,461,169,200
6 Total interdepartmental grants	10,004,100	10,004,100
7 ADJUSTED GROSS APPROPRIATION	\$ 15,035,740,700	\$ 15,451,165,100
8 Total federal revenues	9,703,205,900	9,974,147,200
9 Total local revenues	257,129,700	257,129,700
10 Total private revenues	93,263,200	93,263,200
11 Merit award trust fund	81,202,200	79,191,800
12 Total other state restricted revenues	2,065,096,500	2,053,072,500
13 State general fund/general purpose	\$ 2,835,843,200	\$ 2,994,360,700
14 Sec. 4-102. CENTRAL ADMINISTRATION		
15 Full-time equated unclassified positions.....	6.0	6.0
16 Full-time equated classified positions.....	189.7	189.7
17 Central administration	\$ <u>149,388,800</u>	\$ <u>160,388,900</u>
18 GROSS APPROPRIATION	\$ 149,388,800	\$ 160,388,900
19 Appropriated from:		
20 Federal revenues	83,661,900	86,890,100
21 Private revenues	34,600	34,600
22 State restricted revenues	16,773,400	17,849,400
23 State general fund/general purpose	\$ 48,918,900	\$ 55,614,800
24 <i>Schedule of programs:</i>		
25 <i>Director and other unclassified</i>	<i>583,900</i>	<i>583,900</i>
26 <i>Departmental administration and management</i>	<i>24,453,200</i>	<i>24,453,200</i>
27 <i>Worker's compensation program</i>	<i>7,612,800</i>	<i>7,612,800</i>
28 <i>Rent and building occupancy</i>	<i>9,386,500</i>	<i>9,386,500</i>
29 <i>Developmental disabilities council and projects</i>	<i>2,986,900</i>	<i>2,986,900</i>
30 <i>Grants administration services</i>	<i>2,460,000</i>	<i>2,460,000</i>
31 <i>Justice assistance grants</i>	<i>19,106,100</i>	<i>19,106,100</i>
32 <i>Crime victim rights services grants</i>	<i>16,570,000</i>	<i>16,570,000</i>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Information technology services and projects	36,028,300	36,028,300
2	Michigan Medicaid information system	30,201,100	30,201,100
3	Active and retiree insurance and pension adjustment	0	11,000,100
4	Sec. 4-103. BEHAVIORAL HEALTH SERVICES		
5	Full-time equated classified positions.....	109.5	109.5
6	Behavioral health services	\$ 2,897,954,100	\$ 2,958,880,300
7	GROSS APPROPRIATION	\$ 2,897,954,100	\$ 2,958,880,300
8	Appropriated from:		
9	Interdepartmental grant revenues	6,194,900	6,194,900
10	Federal revenues	1,662,487,000	1,702,935,900
11	Local revenues	25,228,900	25,228,900
12	Private revenues	300,000	300,000
13	State restricted revenues	25,261,900	25,261,900
14	State general fund/general purpose	\$ 1,178,481,400	\$ 1,198,958,700
15	Schedule of programs:		
16	Behavioral health program administration	17,416,700	17,416,700
17	Gambling addiction	3,000,000	3,000,000
18	Protection and advocacy services support	194,400	194,400
19	Community residential and support services	1,549,100	1,549,100
20	Federal and other special projects	3,435,300	3,435,300
21	Family support subsidy	19,161,000	19,161,000
22	Housing and support services	11,322,500	11,322,500
23	Medicaid mental health services	2,193,680,100	2,253,069,800
24	Community mental health non-Medicaid services	274,136,200	274,136,200
25	Medicaid adult benefits waiver	30,411,600	30,411,600
26	Mental health services for special populations	5,842,800	5,842,800
27	Medicaid substance abuse services	48,071,700	49,608,200
28	CMHSP, purchase of state services contracts	144,722,800	144,722,800
29	Civil service charges	1,499,300	1,499,300
30	Federal mental health block grant	15,424,900	15,424,900
31	State disability assistance program substance		
32	abuse services	2,018,800	2,018,800

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Community substance abuse prevention, education,		
2	and treatment programs	81,737,500	81,737,500
3	Children's waiver home care program	19,444,800	19,444,800
4	Nursing home PAS/ARR-OBRA	12,233,600	12,233,600
5	Children with serious emotional disturbance waiver .	12,651,000	12,651,000
6	Sec. 4-104. STATE PSYCHIATRIC HOSPITALS AND FORENSIC MENTAL HEALTH SERVICES		
7	Full-time equated classified positions.....	2,194.2	2,194.2
8	State psychiatric hospitals and forensic mental		
9	health services	\$ 278,689,500	\$ 278,689,500
10	GROSS APPROPRIATION	\$ 278,689,500	\$ 278,689,500
11	Appropriated from:		
12	Federal revenues	33,744,900	33,744,900
13	CMHSP - purchase of state services contracts	144,722,800	144,722,800
14	Local revenues	18,718,600	18,718,600
15	Private revenues	1,000,000	1,000,000
16	State restricted revenues	16,546,700	16,546,700
17	State general fund/general purpose	\$ 63,956,500	\$ 63,956,500
18	Schedule of programs:		
19	Caro regional mental health center - psychiatric		
20	hospital adult	62,335,900	62,335,900
21	Kalamazoo psychiatric hospital - adult	60,179,300	60,179,300
22	Walter P. Reuther psychiatric hospital - adult	55,712,500	55,712,500
23	Hawthorn center - psychiatric hospital - children		
24	and adolescents	28,640,900	28,640,900
25	Center for forensic psychiatry	69,172,800	69,172,800
26	Revenue recapture	750,000	750,000
27	IDEA, federal special education	120,000	120,000
28	Special maintenance	332,500	332,500
29	Purchase of medical services for residents of		
30	hospitals and centers	445,600	445,600
31	Gifts and bequests for patient living and		
32	treatment environment	1,000,000	1,000,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Sec. 4-105. PUBLIC HEALTH SERVICES		
2	Full-time equated classified positions.....	492.6	492.6
3	Public health services	\$ 265,572,700	\$ 265,572,700
4	GROSS APPROPRIATION	\$ 265,572,700	\$ 265,572,700
5	Appropriated from:		
6	Interdepartmental grant revenues	3,809,200	3,809,200
7	Federal revenues	136,989,900	136,898,900
8	Local revenues	5,150,000	5,150,000
9	Private revenues	28,562,700	28,562,700
10	State restricted revenues	39,728,900	39,728,900
11	State general fund/general purpose	\$ 51,332,000	\$ 51,332,000
12	Schedule of programs:		
13	Public health administration	1,594,000	1,594,000
14	Health and wellness initiatives	6,146,600	6,146,600
15	Minority health grants and contracts	612,700	612,700
16	Vital records and health statistics	9,643,300	9,643,300
17	Emergency medical services program state staff	4,502,400	4,502,400
18	Emergency medical services grants and services	660,000	660,000
19	Health policy administration	4,304,600	4,304,600
20	Nurse education and research program	762,300	762,300
21	Certificate of need program administration	2,021,900	2,021,900
22	Rural health services	1,504,100	1,504,100
23	Michigan essential health provider	491,300	491,300
24	Primary care services	3,235,900	3,235,900
25	AIDS prevention, testing and care programs	58,558,700	58,558,700
26	Immunization local agreements	11,975,200	11,975,200
27	Immunization program management and field support ..	1,835,300	1,835,300
28	Pediatric AIDS prevention and control	1,233,100	1,233,100
29	Sexually transmitted disease control local agreements	3,360,700	3,360,700
30	Sexually transmitted disease control management and		
31	field support	3,794,100	3,794,100
32	Laboratory services	18,023,400	18,023,400

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	AIDS surveillance and prevention program	2,254,100	2,254,100
2	Bioterrorism preparedness	35,201,400	35,201,400
3	Epidemiology administration	9,253,000	9,253,000
4	Healthy homes program	2,932,100	2,932,100
5	Newborn screening follow-up and treatment service ..	5,629,000	5,629,000
6	Tuberculosis control and prevention	867,000	867,000
7	Implementation of 1993 PA 133, MCL 33.17015	20,000	20,000
8	Local health services	524,400	524,400
9	Essential local public health services	37,386,100	37,386,100
10	Medicaid outreach cost reimbursement to local health		
11	departments	9,000,000	9,000,000
12	Cancer prevention and control program	14,932,600	14,932,600
13	Chronic disease control and health promotion		
14	administration	6,833,800	6,833,800
15	Diabetes and kidney program	1,855,700	1,855,700
16	Injury control intervention project	200,000	200,000
17	Public health traffic safety coordination	93,800	93,800
18	Smoking prevention program	2,172,100	2,172,100
19	Violence prevention	2,158,000	2,158,000
20	Sec. 4-106. CHILDREN'S AND FAMILY SERVICES		
21	Full-time equated classified positions.....	141.4	141.4
22	Children's and family services	\$ 613,904,200	\$ 627,324,100
23	GROSS APPROPRIATION	\$ 613,904,200	\$ 627,324,100
24	Appropriated from:		
25	Federal revenues	415,931,500	423,856,000
26	Local revenues	75,000	75,000
27	Private revenues	60,488,400	60,488,400
28	State restricted revenues	3,848,500	3,848,500
29	State general fund/general purpose	\$ 133,560,800	\$ 139,056,200
30	Schedule of programs:		
31	Childhood lead program	1,286,400	1,286,400
32	Dental programs	1,134,300	1,134,300

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Dental programs for persons with developmental		
2	disabilities	151,000	151,000
3	Family, maternal, and children's health services		
4	administration	6,654,000	6,654,000
5	Family planning local agreements	9,085,700	9,085,700
6	Local MCH services	7,018,100	7,018,100
7	Pregnancy prevention program	602,100	602,100
8	Prenatal care outreach and service delivery support	3,794,200	3,794,200
9	Special projects	12,621,500	12,621,500
10	Sudden infant death syndrome program	321,300	321,300
11	Women, infants, and children program		
12	administration and special projects	16,294,500	16,294,500
13	Women, infants, and children program local		
14	agreements and food costs	253,825,500	253,825,500
15	Children's special health care services		
16	administration	5,299,100	5,299,100
17	Bequests for care and services	1,511,400	1,511,400
18	Outreach and advocacy	5,510,000	5,510,000
19	Non emergency medical transportation	2,679,300	2,679,300
20	Medical care and treatment	286,115,800	299,535,700
21	Sec. 4-107. OFFICE OF SERVICES TO THE AGING		
22	Full-time equated classified positions.....	40.0	40.0
23	Office of services to the aging	\$ 92,152,700	\$ 92,152,700
24	GROSS APPROPRIATION	\$ 92,152,700	\$ 92,152,700
25	Appropriated from:		
26	Federal revenues	57,029,700	57,029,700
27	Private revenues	677,500	677,500
28	Merit award trust fund	4,468,700	4,468,700
29	State restricted revenues	1,400,000	1,400,000
30	State general fund/general purpose	\$ 28,576,800	\$ 28,576,800
31	Schedule of programs:		
32	Office of services to aging administration	6,824,100	6,824,100

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Community services	36,064,400	36,064,400
2	Nutrition services	35,430,200	35,430,200
3	Foster grandparent volunteer program	2,233,600	2,233,600
4	Retired and senior volunteer program	627,300	627,300
5	Senior companion volunteer program	1,604,400	1,604,400
6	Employment assistance	3,500,000	3,500,000
7	Respite care program	5,868,700	5,868,700
8	Sec. 4-108. MEDICAL SERVICES ADMINISTRATION		
9	Full-time equated classified positions.....	440.5	440.5
10	Medical services administration	\$ 215,319,300	\$ 215,319,300
11	GROSS APPROPRIATION	\$ 215,319,300	\$ 215,319,300
12	Appropriated from:		
13	Federal revenues	190,644,900	190,644,900
14	Local revenues	105,900	105,900
15	Private revenues	100,000	100,000
16	State restricted revenues	115,400	115,400
17	State general fund/general purpose	\$ 24,353,100	\$ 24,353,100
18	Schedule of programs:		
19	Medical services administration	66,777,300	66,777,300
20	Facility inspection contract	132,800	132,800
21	MIChild administration	4,327,800	4,327,800
22	Electronic health record incentive program	144,081,400	144,081,400
23	Sec. 4-109. MEDICAL SERVICES		
24	Medical services	\$ 10,532,763,500	\$ 10,862,841,700
25	GROSS APPROPRIATION	\$ 10,532,763,500	\$ 10,862,841,700
26	Appropriated from:		
27	Federal revenues	7,122,716,100	7,342,055,800
28	Local revenues	63,128,500	63,128,500
29	Private revenues	2,100,000	2,100,000
30	Merit award trust fund	76,733,500	74,723,100
31	State restricted revenues	1,961,421,700	1,948,321,700
32	State general fund/general purpose	\$ 1,306,663,700	\$ 1,432,512,600

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Schedule of programs:		
2	Hospital services and therapy	1,307,560,800	1,335,360,800
3	Hospital disproportionate share payments	45,000,000	45,000,000
4	Physician services	363,599,500	377,799,500
5	Medicare premium payments	412,142,400	444,642,400
6	Pharmaceutical services	266,441,800	279,441,800
7	Home health services	4,385,000	5,085,000
8	Hospice services	103,278,800	111,478,800
9	Transportation	18,868,900	19,368,900
10	Auxiliary medical services	6,496,200	7,196,200
11	Dental services	200,357,200	240,857,200
12	Ambulance services	12,789,900	13,289,900
13	Long term care services	1,731,358,900	1,782,358,900
14	Medicaid home- and community-based services waiver .	243,991,000	243,991,000
15	Adult home help services	295,217,600	314,217,600
16	Personal care services	13,682,800	14,182,800
17	Program of all-inclusive care for the elderly	34,792,800	34,792,800
18	Autism services	20,519,900	20,519,900
19	Health plan services	4,410,770,700	4,529,756,500
20	MIChild program	81,002,600	82,995,000
21	Plan first family planning waiver	14,295,500	14,295,500
22	Medicaid adult benefits waiver	105,877,700	105,877,700
23	Special indigent care payments	95,738,900	95,738,900
24	Federal Medicare pharmaceutical program	192,209,800	192,209,800
25	Maternal and child health	20,279,500	20,279,500
26	School based services	131,502,700	131,502,700
27	Special Medicaid reimbursement	400,602,600	400,602,600

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29 PART 2

30 PROVISIONS CONCERNING APPROPRIATIONS

31 FISCAL YEAR 2013

32

1 **GENERAL SECTIONS**

2 Sec. 4-201. Pursuant to section 30 of article IX of the state constitution of 1963,
3 total state spending from state resources under part 1 for fiscal year 2012-2013 is
4 \$4,982,141,900.00 and state spending from state resources to be paid to local units of
5 government for fiscal year 2012-2013 is \$1,151,081,700.00. The itemized statement below
6 identifies appropriations from which spending to local units of government will occur:

7 DEPARTMENT OF COMMUNITY HEALTH

8	Central administration	\$	5,977,500
9	Behavioral health services		959,985,200
10	Public health services		37,895,800
11	Children's and family services		3,265,200
12	Office of services to the aging		27,116,300
13	Medical services		<u>116,841,700</u>
14	TOTAL	\$	1,151,081,700

15 Sec. 4-203. As used in this article:

16 (a) "AIDS" means acquired immunodeficiency syndrome.

17 (b) "CMHSP" means a community mental health services program as that term is defined
18 in section 100a of the mental health code, 1974 PA 258, MCL 330.1100a.

19 (c) "Current fiscal year" means the fiscal year ending September 30, 2013.

20 (d) "Department" means the department of community health.

21 (e) "Director" means the director of the department.

22 (f) "EPSDT" means early and periodic screening, diagnosis, and treatment.

23 (g) "Federal poverty level" means the poverty guidelines published annually in the
24 federal register by the United States department of health and human services under its
25 authority to revise the poverty line under 42 USC 9902.

26 (h) "Health plan" means, at a minimum, an organization that meets the criteria for
27 delivering the comprehensive package of services under the department's comprehensive health
28 plan.

29 (i) "HMO" means health maintenance organization.

30 (j) "IDEA" means the individuals with disabilities education act, 20 USC 1400 to 1482.

31 (k) "MCH" means maternal and child health.

32 (l) "MICHild" means the program described in section 4-1670.

1 (m) "PAS/ARR-OBRA" means the preadmission screening and annual resident review
2 required under the omnibus budget reconciliation act of 1987, section 1919(e)(7) of the
3 social security act, and 42 USC 1396r.

4 (n) "PIHP" means a specialty prepaid inpatient health plan for Medicaid mental health
5 services, services to individuals with developmental disabilities, and substance abuse
6 services. Specialty prepaid inpatient health plans are described in section 232b of the
7 mental health code, 1974 PA 258, MCL 330.1232b.

8 (o) "Medicare" means title XVIII of the social security act, 42 USC 1395 to 1395kkk.

9 (p) "Title XIX" and "Medicaid" mean title XIX of the social security act, 42 USC 1396
10 to 1396w-5.

11 Sec. 4-206. (1) In addition to the funds appropriated in part 1, there is appropriated
12 an amount not to exceed \$200,000,000.00 for federal contingency funds. These funds are not
13 available for expenditure until they have been transferred to another line item in this
14 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

15 (2) In addition to the funds appropriated in part 1, there is appropriated an amount
16 not to exceed \$40,000,000.00 for state restricted contingency funds. These funds are not
17 available for expenditure until they have been transferred to another line item in this
18 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

19 (3) In addition to the funds appropriated in part 1, there is appropriated an amount
20 not to exceed \$20,000,000.00 for local contingency funds. These funds are not available for
21 expenditure until they have been transferred to another line item in this article under
22 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

23 (4) In addition to the funds appropriated in part 1, there is appropriated an amount
24 not to exceed \$20,000,000.00 for private contingency funds. These funds are not available for
25 expenditure until they have been transferred to another line item in this article under
26 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

27 Sec. 4-211. If the revenue collected by the department from fees and collections
28 exceeds the amount appropriated in part 1, the revenue may be carried forward with the
29 approval of the state budget director into the subsequent fiscal year. The revenue carried
30 forward under this section shall be used as the first source of funds in the subsequent
31 fiscal year.

32 Sec. 4-212. (1) On or before February 1 of the current fiscal year, the department

shall report to the house and senate appropriations subcommittees on community health, the house and senate fiscal agencies, and the state budget director on the detailed name and amounts of federal, restricted, private, and local sources of revenue that support the appropriations in each of the line items in part 1.

(2) Upon the release of the next fiscal year executive budget recommendation, the department shall report to the same parties in subsection (1) on the amounts and detailed sources of federal, restricted, private, and local revenue proposed to support the total funds appropriated in each of the line items in part 1 of the next fiscal year executive budget proposal.

Sec. 4-216. (1) In addition to funds appropriated in part 1 for all programs and services, there is appropriated for write-offs of accounts receivable, deferrals, and for prior year obligations in excess of applicable prior year appropriations, an amount equal to total write-offs and prior year obligations, but not to exceed amounts available in prior year revenues.

(2) The department's ability to satisfy appropriation deductions in part 1 shall not be limited to collections and accruals pertaining to services provided in the current fiscal year, but shall also include reimbursements, refunds, adjustments, and settlements from prior years.

Sec. 4-218. The department shall include the following in its annual list of proposed basic health services as required in part 23 of the public health code, 1978 PA 368, MCL 333.2301 to 333.2321:

(a) Immunizations.

(b) Communicable disease control.

(c) Sexually transmitted disease control.

(d) Tuberculosis control.

(e) Prevention of gonorrhea eye infection in newborns.

(f) Screening newborns for the conditions listed in section 5431 of the public health code, 1978 PA 368, MCL 333.5431, or recommended by the newborn screening quality assurance advisory committee created under section 5430 of the public health code, 1978 PA 368, MCL 333.5430.

(g) Community health annex of the Michigan emergency management plan.

(h) Prenatal care.

1 Sec. 4-219. (1) The department may contract with the Michigan public health institute
2 for the design and implementation of projects and for other public health-related activities
3 prescribed in section 2611 of the public health code, 1978 PA 368, MCL 333.2611. The
4 department may develop a master agreement with the institute to carry out these purposes for
5 up to a 3-year period. The department shall report to the house and senate appropriations
6 subcommittees on community health, the house and senate fiscal agencies, and the state budget
7 director on or before January 1 of the current fiscal year all of the following:

8 (a) A detailed description of each funded project.

9 (b) The amount allocated for each project, the appropriation line item from which the
10 allocation is funded, and the source of financing for each project.

11 (c) The expected project duration.

12 (d) A detailed spending plan for each project, including a list of all subgrantees and
13 the amount allocated to each subgrantee.

14 (2) On or before September 30 of the current fiscal year, the department shall provide
15 to the same parties listed in subsection (1) a copy of all reports, studies, and publications
16 produced by the Michigan public health institute, its subcontractors, or the department with
17 the funds appropriated in part 1 and allocated to the Michigan public health institute.

18 Sec. 4-223. The department may establish and collect fees for publications, videos and
19 related materials, conferences, and workshops. Collected fees shall be used to offset
20 expenditures to pay for printing and mailing costs of the publications, videos and related
21 materials, and costs of the workshops and conferences. The department shall not collect fees
22 under this section that exceed the cost of the expenditures.

23 Sec. 4-276. Funds appropriated in part 1 shall not be used by a principal executive
24 department, state agency, or authority to hire a person to provide legal services that are
25 the responsibility of the attorney general. This prohibition does not apply to legal services
26 for bonding activities and for those outside services that the attorney general authorizes.

27 28 **BEHAVIORAL HEALTH SERVICES**

29 Sec. 4-403. The department shall require an annual report from the independent
30 organizations that receive mental health services for special populations funding. The annual
31 report shall include specific information on services and programs provided, the client base
32 to which the services and programs were provided, and the expenditures for those services.

1 The department shall provide the annual reports to the senate and house appropriations
2 subcommittees on community health and the senate and house fiscal agencies.

3 Sec. 4-410. The department shall assure that substance abuse treatment is provided to
4 applicants and recipients of public assistance through the department of human services who
5 are required to obtain substance abuse treatment as a condition of eligibility for public
6 assistance.

7 Sec. 4-428. Each PIHP shall provide, from internal resources, local funds to be used
8 as a bona fide part of the state match required under the Medicaid program in order to
9 increase capitation rates for PIHPs. These funds shall not include either state funds
10 received by a CMHSP for services provided to non-Medicaid recipients or the state matching
11 portion of the Medicaid capitation payments made to a PIHP.

12 Sec. 4-435. A county required under the provisions of the mental health code, 1974 PA
13 258, MCL 330.1001 to 330.2106, to provide matching funds to a CMHSP for mental health
14 services rendered to residents in its jurisdiction shall pay the matching funds in equal
15 installments on not less than a quarterly basis throughout the fiscal year, with the first
16 payment being made by October 1 of the current fiscal year.

17
18 **STATE PSYCHIATRIC HOSPITALS AND FORENSIC MENTAL HEALTH SERVICES**

19 Sec. 4-601. The department shall continue a revenue recapture project to generate
20 additional revenues from third parties related to cases that have been closed or are
21 inactive. A portion of revenues collected through project efforts may be used for
22 departmental costs and contractual fees associated with these retroactive collections and to
23 improve ongoing departmental reimbursement management functions.

24 Sec. 4-602. The purpose of gifts and bequests for patient living and treatment
25 environments is to use additional private funds to provide specific enhancements for
26 individuals residing at state-operated facilities. Use of the gifts and bequests shall be
27 consistent with the stipulation of the donor. The expected completion date for the use of
28 gifts and bequests donations is within 3 years unless otherwise stipulated by the donor.

29 Sec. 4-605. (1) The department shall not implement any closures or consolidations of
30 state hospitals, centers, or agencies until CMHSPs or PIHPs have programs and services in
31 place for those individuals currently in those facilities and a plan for service provision
32 for those individuals who would have been admitted to those facilities.

(2) All closures or consolidations are dependent upon adequate department-approved CMHSP and PIHP plans that include a discharge and aftercare plan for each individual currently in the facility. A discharge and aftercare plan shall address the individual's housing needs. A homeless shelter or similar temporary shelter arrangements are inadequate to meet the individual's housing needs.

(3) Four months after the certification of closure required in section 19(6) of the state employees' retirement act, 1943 PA 240, MCL 38.19, the department shall provide a closure plan to the house and senate appropriations subcommittees on community health and the state budget director.

(4) Upon the closure of state-run operations and after transitional costs have been paid, the remaining balances of funds appropriated for that operation shall be transferred to CMHSPs or PIHPs responsible for providing services for individuals previously served by the operations.

Sec. 4-606. The department may collect revenue for patient reimbursement from first- and third-party payers, including Medicaid and local county CMHSP payers, to cover the cost of placement in state hospitals and centers. The department is authorized to adjust financing sources for patient reimbursement based on actual revenues earned. If the revenue collected exceeds current year expenditures, the revenue may be carried forward with approval of the state budget director. The revenue carried forward shall be used as a first source of funds in the subsequent year.

PUBLIC HEALTH SERVICES

Sec. 4-709. The funds appropriated in part 1 for the Michigan essential health care provider program may also provide loan repayment for dentists that fit the criteria established by part 27 of the public health code, 1978 PA 368, MCL 333.2701 to 333.2727.

Sec. 4-902. If a county that has participated in a district health department or an associated arrangement with other local health departments takes action to cease to participate in such an arrangement after October 1 of the current fiscal year, the department shall have the authority to assess a penalty from the local health department's operational accounts in an amount equal to no more than 6.25% of the local health department's essential local public health services funding. This penalty shall only be assessed to the local county that requests the dissolution of the health department.

1 Sec. 4-904. (1) Funds appropriated in part 1 for essential local public health
2 services shall be prospectively allocated to local health departments to support
3 immunizations, infectious disease control, sexually transmitted disease control and
4 prevention, hearing screening, vision services, food protection, public water supply, private
5 groundwater supply, and on-site sewage management. Food protection shall be provided in
6 consultation with the department of agriculture and rural development. Public water supply,
7 private groundwater supply, and on-site sewage management shall be provided in consultation
8 with the department of environmental quality.

9 (2) Local public health departments shall be held to contractual standards for the
10 services in subsection (1).

11 (3) Distributions in subsection (1) shall be made only to counties that maintain local
12 spending in the current fiscal year of at least the amount expended in fiscal year 1992-1993
13 for the services described in subsection (1).

14
15 **CHILDREN'S AND FAMILY SERVICES**

16 Sec. 4-1106. Each family planning program receiving federal title X family planning
17 funds under 42 USC 300 to 300a-8 shall be in compliance with all performance and quality
18 assurance indicators that the office of family planning within the United States department
19 of health and human services specifies in the family planning annual report. An agency not in
20 compliance with the indicators shall not receive supplemental or reallocated funds.

21 Sec. 4-1108. The funds appropriated in part 1 for pregnancy prevention programs or
22 family planning local agreements shall not be used to provide abortion counseling, referrals,
23 or services.

24 Sec. 4-1109. From the amounts appropriated in part 1 for dental programs, funds shall
25 be allocated to the Michigan dental association for the administration of a volunteer dental
26 program that provides dental services to the uninsured.

27 Sec. 4-1202. The department may do 1 or more of the following:

28 (a) Provide special formula for eligible clients with specified metabolic and allergic
29 disorders.

30 (b) Provide medical care and treatment to eligible patients with cystic fibrosis who
31 are 21 years of age or older.

32 (c) Provide medical care and treatment to eligible patients with hereditary

1 coagulation defects, commonly known as hemophilia, who are 21 years of age or older.

2 (d) Provide human growth hormone to eligible patients.

3
4 **MEDICAL SERVICES ADMINISTRATION**

5 Sec. 4-1501. The unexpended funds appropriated in part 1 for the electronic health
6 records incentive program are considered work project appropriations and any unencumbered or
7 unallotted funds are carried forward into the succeeding fiscal year. The following is in
8 compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

9 (a) The purpose of the project to be carried forward is to implement the Medicaid
10 Electronic Health Record program which provides financial incentive payments to Medicaid
11 health care providers to encourage the adoption and meaningful use of electronic
12 health records to improve quality, increase efficiency and promote safety.

13 (b) The projects will be accomplished according to the approved federal advanced
14 planning document.

15 (c) The estimated cost of this project phase is identified in the appropriation line
16 item.

17 (d) The tentative completion date is September 30, 2017.

18
19 **MEDICAL SERVICES**

20 Sec. 4-1601. The cost of remedial services incurred by residents of licensed adult
21 foster care homes and licensed homes for the aged shall be used in determining financial
22 eligibility for the medically needy. Remedial services include basic self-care and
23 rehabilitation training for a resident.

24 Sec. 4-1603. (1) The department may establish a program for persons to purchase
25 medical coverage at a rate determined by the department.

26 (2) The department may receive and expend premiums for the buy-in of medical coverage
27 in addition to the amounts appropriated in part 1.

28 (3) The premiums described in this section shall be classified as private funds.

29 (4) The department shall modify program policies to permit individuals eligible for
30 the transitional medical assistance plus program, as structured in fiscal year 2009-2010, to
31 access medical assistance coverage through a 100% cost share.

32 Sec. 4-1605. The protected income level for Medicaid coverage determined pursuant to

1 section 106(1)(b)(iii) of the social welfare act, 1939 PA 280, MCL 400.106, shall be 100% of
2 the related public assistance standard.

3 Sec. 4-1606. For the purpose of guardian and conservator charges, the department of
4 community health may deduct up to \$60.00 per month as an allowable expense against a
5 recipient's income when determining medical services eligibility and patient pay amounts.

6 Sec. 4-1607. (1) An applicant for Medicaid, whose qualifying condition is pregnancy,
7 shall immediately be presumed to be eligible for Medicaid coverage unless the preponderance
8 of evidence in her application indicates otherwise. The applicant who is qualified as
9 described in this subsection shall be allowed to select or remain with the Medicaid
10 participating obstetrician of her choice.

11 (2) An applicant qualified as described in subsection (1) shall be given a letter of
12 authorization to receive Medicaid covered services related to her pregnancy. All qualifying
13 applicants shall be entitled to receive all medically necessary obstetrical and prenatal care
14 without preauthorization from a health plan. All claims submitted for payment for obstetrical
15 and prenatal care shall be paid at the Medicaid fee-for-service rate in the event a contract
16 does not exist between the Medicaid participating obstetrical or prenatal care provider and
17 the managed care plan. The applicant shall receive a listing of Medicaid physicians and
18 managed care plans in the immediate vicinity of the applicant's residence.

19 (3) In the event that an applicant, presumed to be eligible pursuant to subsection
20 (1), is subsequently found to be ineligible, a Medicaid physician or managed care plan that
21 has been providing pregnancy services to an applicant under this section is entitled to
22 reimbursement for those services until such time as they are notified by the department that
23 the applicant was found to be ineligible for Medicaid.

24 (4) If the preponderance of evidence in an application indicates that the applicant is
25 not eligible for Medicaid, the department shall refer that applicant to the nearest public
26 health clinic or similar entity as a potential source for receiving pregnancy-related
27 services.

28 (5) The department shall develop an enrollment process for pregnant women covered
29 under this section that facilitates the selection of a managed care plan at the time of
30 application.

31 (6) The department shall mandate enrollment of women, whose qualifying condition is
32 pregnancy, into Medicaid managed care plans.

(7) The department shall encourage physicians to provide women, whose qualifying condition for Medicaid is pregnancy, with a referral to a Medicaid participating dentist at the first pregnancy-related appointment.

Sec. 4-1611. (1) For care provided to medical services recipients with other third-party sources of payment, medical services reimbursement shall not exceed, in combination with such other resources, including Medicare, those amounts established for medical services-only patients. The medical services payment rate shall be accepted as payment in full. Other than an approved medical services co-payment, no portion of a provider's charge shall be billed to the recipient or any person acting on behalf of the recipient. Nothing in this section shall be considered to affect the level of payment from a third-party source other than the medical services program. The department shall require a nonenrolled provider to accept medical services payments as payment in full.

(2) Notwithstanding subsection (1), medical services reimbursement for hospital services provided to dual Medicare/medical services recipients with Medicare part B coverage only shall equal, when combined with payments for Medicare and other third-party resources, if any, those amounts established for medical services-only patients, including capital payments.

Sec. 4-1627. (1) The department shall use procedures and rebates amounts specified under section 1927 of title XIX, 42 USC 1396r-8, to secure quarterly rebates from pharmaceutical manufacturers for outpatient drugs dispensed to participants in the MICHild program, maternal outpatient medical services program, and children's special health care services.

(2) For products distributed by pharmaceutical manufacturers not providing quarterly rebates as listed in subsection (1), the department may require preauthorization.

Sec. 4-1629. The department shall utilize maximum allowable cost pricing for generic drugs that is based on wholesaler pricing to providers that is available from at least wholesalers who deliver in the state of Michigan.

Sec. 4-1631. (1) The department shall require co-payments on dental, podiatric, and vision services provided to Medicaid recipients, except as prohibited by federal or state law or regulation.

(2) Except as otherwise prohibited by federal or state law or regulations, the department shall require Medicaid recipients to pay the following co-payments:

1 (a) Two dollars for a physician office visit.

2 (b) Three dollars for a hospital emergency room visit.

3 (c) Fifty dollars for the first day of an inpatient hospital stay.

4 (d) One dollar for an outpatient hospital visit.

5 Sec. 4-1641. An institutional provider that is required to submit a cost report under
6 the medical services program shall submit cost reports completed in full within 5 months
7 after the end of its fiscal year.

8 Sec. 4-1657. (1) Reimbursement for medical services to screen and stabilize a Medicaid
9 recipient, including stabilization of a psychiatric crisis, in a hospital emergency room
10 shall not be made contingent on obtaining prior authorization from the recipient's HMO. If
11 the recipient is discharged from the emergency room, the hospital shall notify the
12 recipient's HMO within 24 hours of the diagnosis and treatment received.

13 (2) If the treating hospital determines that the recipient will require further
14 medical service or hospitalization beyond the point of stabilization, that hospital must
15 receive authorization from the recipient's HMO prior to admitting the recipient.

16 (3) Subsections (1) and (2) shall not be construed as a requirement to alter an
17 existing agreement between an HMO and its contracting hospitals nor as a requirement that an
18 HMO must reimburse for services that are not considered to be medically necessary.

19 Sec. 4-1659. The following sections of this act are the only ones that shall apply to
20 the following Medicaid managed care programs, including the comprehensive plan, MIChoice
21 long-term care plan, and the mental health, substance abuse, and developmentally disabled
22 services program: 404, 411, 418, 428, 474, 494, 1607, 1657 and 1662.

23 Sec. 4-1662. (1) The department shall assure that an external quality review of each
24 contracting HMO is performed that results in an analysis and evaluation of aggregated
25 information on quality, timeliness, and access to health care services that the HMO or its
26 contractors furnish to Medicaid beneficiaries.

27 (2) The department shall require Medicaid HMOs to provide EPSDT utilization data
28 through the encounter data system, and health employer data and information set well child
29 health measures in accordance with the National Committee on Quality Assurance prescribed
30 methodology.

31 Sec. 4-1670. (1) The appropriation in part 1 for the MIChild program is to be used to
32 provide comprehensive health care to all children under age 19 who reside in families with

1 income at or below 200% of the federal poverty level, who are uninsured and have not had
2 coverage by other comprehensive health insurance within 6 months of making application for
3 MIChild benefits, and who are residents of this state. The department shall develop detailed
4 eligibility criteria through the medical services administration public concurrence process,
5 consistent with the provisions of this article. Health coverage for children in families
6 between 150% and 200% of the federal poverty level shall be provided through a state-based
7 private health care program.

8 (2) The department may provide up to 1 year of continuous eligibility to children
9 eligible for the MIChild program unless the family fails to pay the monthly premium, a child
10 reaches age 19, or the status of the children's family changes and its members no longer meet
11 the eligibility criteria as specified in the federally approved MIChild state plan.

12 (3) Children whose category of eligibility changes between the Medicaid and MIChild
13 programs shall be assured of keeping their current health care providers through the current
14 prescribed course of treatment for up to 1 year, subject to periodic reviews by the
15 department if the beneficiary has a serious medical condition and is undergoing active
16 treatment for that condition.

17 (4) To be eligible for the MIChild program, a child must be residing in a family with
18 an adjusted gross income of less than or equal to 200% of the federal poverty level. The
19 department's verification policy shall be used to determine eligibility.

20 (5) The department shall enter into a contract to obtain MIChild services from any
21 HMO, dental care corporation, or any other entity that offers to provide the managed health
22 care benefits for MIChild services at the MIChild capitated rate.

23 As used in this subsection:

24 (a) "Dental care corporation", "health care corporation", "insurer", and "prudent
25 purchaser agreement" mean those terms as defined in section 2 of the prudent purchaser act,
26 1984 PA 233, MCL 550.52.

27 (b) "Entity" means a health care corporation or insurer operating in accordance with a
28 prudent purchaser agreement.

29 (6) The department may enter into contracts to obtain certain MIChild services from
30 community mental health service programs.

31 (7) The department may make payments on behalf of children enrolled in the MIChild
32 program from the line-item appropriation associated with the program as described in the

1 MIChild state plan approved by the United States department of health and human services, or
2 from other medical services.

3 (8) The department shall assure that an external quality review of each MIChild
4 contractor, as described in subsection (5), is performed, which analyzes and evaluates the
5 aggregated information on quality, timeliness, and access to health care services that the
6 contractor furnished to MIChild beneficiaries.

7 (9) The department shall develop an automatic enrollment algorithm that is based on
8 quality and performance factors.

9 (10) MIChild services shall include treatments for autism spectrum disorders for
10 children who are eligible for MIChild and are less than six years of age.

11 Sec. 4-1673. The department may establish premiums for MIChild eligible persons in
12 families with income above 150% of the federal poverty level. The monthly premiums shall not
13 be less than \$10.00 or exceed \$15.00 for a family.

14 Sec. 4-1682. (1) The department shall implement enforcement actions as specified in
15 the nursing facility enforcement provisions of section 1919 of title XIX, 42 USC 1396r.

16 (2) In addition to the appropriations in part 1, the department is authorized to
17 receive and spend penalty money received as the result of noncompliance with medical services
18 certification regulations. Penalty money, characterized as private funds, received by the
19 department shall increase authorizations and allotments in the long-term care accounts.

20 (3) Any unexpended penalty money, at the end of the year, shall carry forward to the
21 following year.

22 Sec. 4-1692. (1) The department is authorized to pursue reimbursement for eligible
23 services provided in Michigan schools from the federal Medicaid program. The department and
24 the state budget director are authorized to negotiate and enter into agreements, together
25 with the department of education, with local and intermediate school districts regarding the
26 sharing of federal Medicaid services funds received for these services. The department is
27 authorized to receive and disburse funds to participating school districts pursuant to such
28 agreements and state and federal law.

29 (2) From the funds appropriated in part 1 for medical services school-based services
30 payments, the department is authorized to do all of the following:

31 (a) Finance activities within the medical services administration related to this
32 project.

(b) Reimburse participating school districts pursuant to the fund-sharing ratios negotiated in the state-local agreements authorized in subsection (1).

(c) Offset general fund costs associated with the medical services program.

Sec. 4-1693. The special Medicaid reimbursement appropriation in part 1 may be increased if the department submits a medical services state plan amendment pertaining to this line item at a level higher than the appropriation. The department is authorized to appropriately adjust financing sources in accordance with the increased appropriation.

Sec. 4-1694. The department shall distribute \$1,122,300.00 to an academic health care system that includes a children's hospital that has a high indigent care volume.

Sec. 4-1741. The department shall continue to provide nursing homes the opportunity to receive interim payments upon their request. The department may disapprove requests or discontinue interim payments that result in financial risk to this state. The department shall make reasonable efforts to ensure that the interim payments are as similar in amount to expected cost-settled payments.

Sec. 4-1804. The department, in cooperation with the department of human services, shall work with the federal public assistance reporting information system to identify Medicaid recipients who are veterans and who may be eligible for federal veterans health care benefits or other benefits.

Sec. 4-1858. Medicaid services shall include treatments for autism spectrum disorders for children who are eligible for Medicaid and are less than six years of age.

ONE-TIME BASIS ONLY

Sec. 4-1901. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$12,021,500.00 from general fund/general purpose revenue and related federal and state restricted revenue for the following purposes:

State employee lump sum payments	\$	4,285,300
Health and wellness initiatives		5,000,000
Laboratory services		200,000
Michigan Medicaid information system		40,000,000
Office of services to aging administration		<u>250,000</u>
GROSS APPROPRIATION	\$	49,735,300

Appropriated from:

1	Interdepartmental grant revenues	19,700
2	Federal revenues	37,279,400
3	Local revenues	150,400
4	Private revenues	800
5	State restricted revenues	263,500
6	State general fund/general purpose	12,021,500

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14 **Article 5**

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16 **DEPARTMENT OF CORRECTIONS**
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26 **PART 1**

27 **LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

28 Sec. 5-101. Subject to the conditions set forth in this article, the amounts listed in
29 this part for the department of corrections are appropriated for the fiscal year ending
30 September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014, from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF CORRECTIONS		
2	APPROPRIATION SUMMARY		
3	Average population.....	43,663	43,663
4	Full-time equated unclassified positions.....	16.0	16.0
5	Full-time equated classified positions.....	14,863.2	14,863.2
6	GROSS APPROPRIATION	\$ 2,050,142,500	\$ 2,085,246,800
7	Total interdepartmental grants and		
8	intradepartmental transfers.....	988,200	1,002,600
9	ADJUSTED GROSS APPROPRIATION	\$ 2,049,154,300	\$ 2,084,244,200
10	Total federal revenues	8,701,000	8,931,900
11	Total local revenues	263,000	267,800
12	Total private revenues	0	0
13	Total other state restricted revenues	72,008,000	63,838,000
14	State general fund/general purpose	\$ 1,968,182,300	\$ 2,011,206,500
15	Sec. 5-102. UNCLASSIFIED POSITIONS		
16	Full-time equated unclassified positions.....	16.0	16.0
17	Unclassified positions	\$ <u>1,493,000</u>	\$ <u>1,493,000</u>
18	GROSS APPROPRIATION	\$ 1,493,000	\$ 1,493,000
19	Appropriated from:		
20	State general fund/general purpose	\$ 1,493,000	\$ 1,493,000
21	<i>Schedule of programs:</i>		
22	<i>Unclassified positions</i>	<i>1,493,000</i>	<i>1,493,000</i>
23	Sec. 5-103. ADMINISTRATION		
24	Full-time equated classified positions.....	220.9	220.9
25	Administration	\$ <u>33,461,600</u>	\$ <u>77,884,100</u>
26	GROSS APPROPRIATION	\$ 33,461,600	\$ 77,884,100
27	Appropriated from:		
28	Interdepartmental grants	328,200	342,600
29	Federal revenues	0	230,900
30	Local revenues	0	4,800
31	State restricted revenues	572,100	1,284,100
32	State general fund/general purpose	\$ 32,561,300	\$ 76,021,700

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	<i>Schedule of programs:</i>		
2	Executive direction	1,379,500	1,379,500
3	Compensatory buyout and union leave bank	100	100
4	Operations support administration	10,721,200	10,721,200
5	Bureau of fiscal management	8,122,400	8,122,400
6	Office of legal services	2,137,700	2,137,700
7	Internal affairs	1,173,800	1,173,800
8	Rent	2,095,200	2,095,200
9	Prosecutorial and detainer expenses	4,551,000	4,551,000
10	Health care administration	3,280,700	3,280,700
11	Active and retiree insurance and pension adjustment	0	44,422,500
12	Sec. 5-104. NEAL, ET AL. SETTLEMENT AGREEMENT		
13	Neal, et al. settlement agreement	\$ 20,000,000	\$ 20,000,000
14	GROSS APPROPRIATION	\$ 20,000,000	\$ 20,000,000
15	Appropriated from:		
16	State general fund/general purpose	\$ 20,000,000	\$ 20,000,000
17	<i>Schedule of programs:</i>		
18	Neal, et al. settlement agreement	20,000,000	20,000,000
19	Sec. 5-105. WORKER'S COMPENSATION		
20	Worker's compensation	\$ 18,566,200	\$ 18,566,200
21	GROSS APPROPRIATION	\$ 18,566,200	\$ 18,566,200
22	Appropriated from:		
23	State general fund/general purpose	\$ 18,566,200	\$ 18,566,200
24	<i>Schedule of programs:</i>		
25	Worker's compensation	18,566,200	18,566,200
26	Sec. 5-106. EQUIPMENT AND SPECIAL MAINTENANCE		
27	Equipment and special maintenance	\$ 10,225,500	\$ 10,225,500
28	GROSS APPROPRIATION	\$ 10,225,500	\$ 10,225,500
29	Appropriated from:		
30	State restricted revenues	5,800,000	5,800,000
31	State general fund/general purpose	\$ 4,425,500	\$ 4,425,500
32	<i>Schedule of programs:</i>		

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Equipment and special maintenance	10,225,500	10,225,500
2	Sec. 5-107. INFORMATION TECHNOLOGY SERVICES AND PROJECTS		
3	Information technology services and projects	\$ 24,403,600	\$ 24,403,600
4	GROSS APPROPRIATION	\$ 24,403,600	\$ 24,403,600
5	Appropriated from:		
6	State restricted revenues	830,200	830,200
7	State general fund/general purpose	\$ 23,573,400	\$ 23,573,400
8	Schedule of programs:		
9	Information technology services and projects	24,403,600	24,403,600
10	Sec. 5-108. INTERDEPARTMENTAL GRANT APPROPRIATIONS		
11	Interdepartmental grant appropriations	\$ 3,563,600	\$ 3,563,600
12	GROSS APPROPRIATION	\$ 3,563,600	\$ 3,563,600
13	Appropriated from:		
14	State restricted revenues	500,000	500,000
15	State general fund/general purpose	\$ 3,063,600	\$ 3,063,600
16	Schedule of programs:		
17	Administrative hearings officers	3,013,600	3,013,600
18	Judicial data warehouse user fees	50,000	50,000
19	Sheriffs' coordinating and training office	500,000	500,000
20	Sec. 5-109. PAROLE/PROBATION SERVICES		
21	Full-time equated classified positions.....	2,045.9	2,045.9
22	Parole/probation services	\$ 283,643,200	\$ 283,643,200
23	GROSS APPROPRIATION	\$ 283,643,200	\$ 283,643,200
24	Appropriated from:		
25	Federal revenues	574,200	574,200
26	Local revenues	263,000	263,000
27	State restricted revenues	10,876,700	10,876,700
28	State general fund/general purpose	\$ 271,929,300	\$ 271,929,300
29	Schedule of programs:		
30	Parole board operations	4,691,200	4,691,200
31	Parole/probation services	191,086,900	191,086,900
32	Community re-entry centers	13,420,200	13,420,200

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Electronic monitoring center	15,969,200	15,969,200
2	Community alternatives	58,475,700	58,475,700
3	Sec. 5-110. OFFENDER REINTEGRATION		
4	Offender reintegration	\$ 52,444,700	\$ 52,444,700
5	GROSS APPROPRIATION	\$ 52,444,700	\$ 52,444,700
6	Appropriated from:		
7	Federal revenues	1,035,000	1,035,000
8	State general fund/general purpose	\$ 51,409,700	\$ 51,409,700
9	Schedule of programs:		
10	Offender reintegration	52,444,700	52,444,700
11	Sec. 5-111. PUBLIC SAFETY INITIATIVE		
12	Public safety initiative	\$ 4,500,000	\$ 4,500,000
13	GROSS APPROPRIATION	\$ 4,500,000	\$ 4,500,000
14	Appropriated from:		
15	State general fund/general purpose	\$ 4,500,000	\$ 4,500,000
16	Schedule of programs:		
17	Public safety initiative	4,500,000	4,500,000
18	Sec. 5-112. COUNTY JAIL REIMBURSEMENT PROGRAM		
19	County jail reimbursement program	\$ 17,072,100	\$ 17,072,100
20	GROSS APPROPRIATION	\$ 17,072,100	\$ 17,072,100
21	Appropriated from:		
22	State restricted revenues	5,900,000	5,900,000
23	State general fund/general purpose	\$ 11,172,100	\$ 11,172,100
24	Schedule of programs:		
25	County jail reimbursement program	17,072,100	17,072,100
26	Sec. 5-113. PRISON ADMINISTRATION		
27	Full-time equated classified positions.....	293.1	293.1
28	Prison administration	\$ 42,653,000	\$ 42,653,000
29	GROSS APPROPRIATION	\$ 42,653,000	\$ 42,653,000
30	Appropriated from:		
31	Federal revenues	908,400	908,400
32	State general fund/general purpose	\$ 41,744,600	\$ 41,744,600

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	<i>Schedule of programs:</i>		
2	Correctional facilities administration	9,140,400	9,140,400
3	Transportation	19,243,400	19,243,400
4	Central records	4,596,900	4,596,900
5	New custody staff training	9,672,300	9,672,300
6	Sec. 5-114. PRISONER SERVICES		
7	Full-time equated classified positions.....	230.0	230.0
8	Prisoner services	\$ <u>34,792,500</u>	\$ <u>34,792,500</u>
9	GROSS APPROPRIATION	\$ 34,792,500	\$ 34,792,500
10	Appropriated from:		
11	Federal revenues	812,800	812,800
12	State restricted revenues	33,084,400	33,084,400
13	State general fund/general purpose	\$ 895,300	\$ 895,300
14	<i>Schedule of programs:</i>		
15	Inmate legal services	715,900	715,900
16	Loans to parolees	179,400	179,400
17	Prison industries operations	17,647,900	17,647,900
18	Federal school lunch program	812,800	812,800
19	Public works program	10,000,000	10,000,000
20	Prisoner store operations	5,436,500	5,436,500
21	Sec. 5-115. PRISONER HOUSING		
22	Prisoner housing	\$ <u>10,994,000</u>	\$ <u>10,994,000</u>
23	GROSS APPROPRIATION	\$ 10,994,000	\$ 10,994,000
24	Appropriated from:		
25	Federal revenues	411,000	411,000
26	State general fund/general purpose	\$ 10,583,000	\$ 10,583,000
27	<i>Schedule of programs:</i>		
28	Leased beds and alternatives to leased beds	10,000,100	10,000,100
29	Inmate housing fund	100	100
30	Housing inmates in federal institutions	993,800	993,800
31	Sec. 5-116. EDUCATION PROGRAM		
32	Full-time equated classified positions.....	244.0	244.0

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Education program	\$ 32,217,500	\$ 32,217,500
2	GROSS APPROPRIATION	\$ 32,217,500	\$ 32,217,500
3	Appropriated from:		
4	Federal revenues	3,347,400	3,347,400
5	State general fund/general purpose	\$ 28,870,100	\$ 28,870,100
6	<i>Schedule of programs:</i>		
7	<i>Education program</i>	<i>32,217,500</i>	<i>32,217,500</i>
8	Sec. 5-117. PRISON FOOD SERVICE		
9	Full-time equated classified positions.....	384.0	384.0
10	Prison food service	\$ 57,734,600	\$ 57,734,600
11	GROSS APPROPRIATION	\$ 57,734,600	\$ 57,734,600
12	Appropriated from:		
13	Interdepartmental grant revenues	660,000	660,000
14	State general fund/general purpose	\$ 57,074,600	\$ 57,074,600
15	<i>Schedule of programs:</i>		
16	<i>Prison food service</i>	<i>57,734,600</i>	<i>57,734,600</i>
17	Sec. 5-118. PRISONER HEALTH CARE SERVICES		
18	Full-time equated classified positions.....	1,152.0	1,152.0
19	Prisoner health care services	\$ 251,964,500	\$ 251,964,500
20	GROSS APPROPRIATION	\$ 251,964,500	\$ 251,964,500
21	Appropriated from:		
22	State restricted revenues	278,700	278,700
23	State general fund/general purpose	\$ 251,685,800	\$ 251,685,800
24	<i>Schedule of programs:</i>		
25	<i>Prisoner health care services</i>	<i>91,851,700</i>	<i>91,851,700</i>
26	<i>Vaccination program</i>	<i>691,200</i>	<i>691,200</i>
27	<i>Interdepartmental grant to human services,</i>		
28	<i>eligibility specialists</i>	<i>100,000</i>	<i>100,000</i>
29	<i>Clinical complexes</i>	<i>159,321,600</i>	<i>159,321,600</i>
30	Sec. 5-119. PRISONER MENTAL HEALTH SERVICES		
31	Full-time equated classified positions.....	494.0	494.0
32	Prisoner mental health services	\$ 62,454,500	\$ 62,454,500

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	GROSS APPROPRIATION	\$ 62,454,500	\$ 62,454,500
2	Appropriated from:		
3	State general fund/general purpose	\$ 62,454,500	\$ 62,454,500
4	Schedule of programs:		
5	Prisoner mental health services	62,454,500	62,454,500
6	Sec. 5-120. PRISON OPERATIONS		
7	Average population.....	43,663	43,663
8	Full-time equated classified positions.....	9,799.3	9,799.3
9	Prison operations	\$ <u>1,074,076,400</u>	\$ <u>1,073,640,200</u>
10	GROSS APPROPRIATION	\$ 1,074,076,400	\$ 1,073,640,200
11	Appropriated from:		
12	Federal revenues	1,612,200	1,612,200
13	State restricted revenues	283,900	283,900
14	State general fund/general purpose	\$ 1,072,180,300	\$ 1,071,744,100
15	Schedule of programs:		
16	Northern region correctional facilities	452,228,800	452,228,800
17	Northern region administration and support	4,914,400	4,914,400
18	Southern region correctional facilities	592,352,800	591,916,600
19	Southern region administration and support	24,580,400	24,580,400
20	Sec. 5-121. CAPITAL OUTLAY		
21	Capital outlay.....	\$ <u>13,882,000</u>	\$ <u>5,000,000</u>
22	GROSS APPROPRIATION	\$ 13,882,000	\$ 5,000,000
23	Appropriated from:		
24	State restricted revenues	13,882,000	5,000,000
25	State general fund/general purpose	\$ 0	\$ 0
26	Schedule of programs:		
27	Multiple facilities - personal protection system		
28	replacement	11,362,000	5,000,000
29	Michigan reformatory - install security cameras,		
30	blocks I and J	2,520,000	0

PART 2

1 PROVISIONS CONCERNING APPROPRIATIONS

2 FISCAL YEAR 2013

3
4 GENERAL SECTIONS

5 Sec. 5-201. Pursuant to section 30 of article IX of the state constitution of 1963,
6 total state spending from state resources under part 1 for fiscal year 2012-2013 is
7 \$2,040,190,300.00 and state spending from state resources to be paid to local units of
8 government for fiscal year 2012-2013 is \$91,166,400.00. The itemized statement below
9 identifies appropriations from which spending to local units of government will occur:

10 DEPARTMENT OF CORRECTIONS

11 Parole/probation services - assumption of county probation staff	\$	55,192,700
12 Parole/probation services - community alternatives		31,473,700
13 Public safety initiative		<u>4,500,000</u>
14 TOTAL	\$	91,166,400

15 Sec. 5-202. As used in this article:

16 (a) "Administrative segregation" means confinement for maintenance of order or
17 discipline to a cell or room apart from accommodations provided for inmates who are
18 participating in programs of the facility.

19 (b) "Department" or "MDOC" means the Michigan department of corrections.

20 (c) "Serious mental illness" means that term as defined in section 100d(3) of the
21 mental health code, 1974 PA 328, MCL 330.1100d.

22 Sec. 5-203. The department may charge fees and collect revenues in excess of
23 appropriations in part 1 not to exceed the cost of offender services and programming,
24 employee meals, parolee loans, academic/vocational services, custody escorts, compassionate
25 visits, union steward activities, public works programs and services provided to local units
26 of government. The revenues and fees collected are appropriated for all expenses associated
27 with these services and activities.

28 Sec. 5-204. (1) In addition to the funds appropriated in part 1, there is appropriated
29 an amount not to exceed \$10,000,000.00 for federal contingency funds. These funds are not
30 available for expenditure until they have been transferred to another line item in this
31 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

32 (2) In addition to the funds appropriated in part 1, there is appropriated an amount

not to exceed \$5,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 5-205. The department shall submit 3-year and 5-year prison population projection updates concurrent with submission of the executive budget to the senate and house appropriations subcommittees on corrections, the senate and house fiscal agencies, and the state budget director. The report shall include explanations of the methodology and assumptions used in developing the projection updates.

Sec. 5-206. The department shall measure the recidivism rates of offenders using at least a 3-year period following their release from prison. Any time spent in a county jail or otherwise incarcerated shall be included in the recidivism rates.

Sec. 5-207. Funds awarded for residential services in part 1 shall provide for a per diem reimbursement of not more than \$47.50 for nonaccredited facilities, or of not more than \$48.50 for facilities that have been accredited by the American corrections association or a similar organization as approved by the department.

Sec. 5-208. (1) The department shall administer a county jail reimbursement program from the funds appropriated in part 1 for the purpose of reimbursing counties for housing in jails certain felons who otherwise would have been sentenced to prison.

(2) The county jail reimbursement program shall reimburse counties for convicted felons in the custody of the sheriff if the conviction was for a crime committed on or after January 1, 1999 and 1 of the following applies:

(a) The felon's sentencing guidelines recommended range upper limit is more than 18 months, the felon's sentencing guidelines recommended range lower limit is 12 months or less, the felon's prior record variable score is 35 or more points, and the felon's sentence is not

1 for commission of a crime in crime class G or crime class H or a nonperson crime in crime
2 class F under chapter XVII of the code of criminal procedure, 1927 PA 175, MCL 777.1 to
3 777.69.

4 (b) The felon's minimum sentencing guidelines range minimum is more than 12 months
5 under the sentencing guidelines described in subdivision (a).

6 (c) The felon was sentenced to jail for a felony committed while he or she was on
7 parole and under the jurisdiction of the parole board and for which the sentencing guidelines
8 recommended range for the minimum sentence has an upper limit of more than 18 months.

9 (3) State reimbursement under this subsection shall be \$60.00 per diem per diverted
10 offender for offenders with a presumptive prison guideline score, \$50.00 per diem per
11 diverted offender for offenders with a straddle cell guideline for a group 1 crime, and
12 \$35.00 per diem per diverted offender for offenders with a straddle cell guideline for a
13 group 2 crime. Reimbursements shall be paid for sentences up to a 1-year total.

14 (4) As used in this subsection:

15 (a) "Group 1 crime" means a crime in 1 or more of the following offense categories:
16 arson, assault, assaultive other, burglary, criminal sexual conduct, homicide or resulting in
17 death, other sex offenses, robbery, and weapon possession as determined by the department of
18 corrections based on specific crimes for which counties received reimbursement under the
19 county jail reimbursement program in fiscal year 2007 and fiscal year 2008, and listed in the
20 county jail reimbursement program document titled "FY 2007 and FY 2008 Group One Crimes
21 Reimbursed", dated March 31, 2009.

22 (b) "Group 2 crime" means a crime that is not a group 1 crime, including larceny,
23 fraud, forgery, embezzlement, motor vehicle, malicious destruction of property, controlled
24 substance offense, felony drunk driving, and other nonassaultive offenses.

25 (c) "In the custody of the sheriff" means that the convicted felon has been sentenced
26 to the county jail and is either housed in the county jail or has been released from jail and
27 is being monitored through the use of the sheriff's electronic monitoring system.

28 (5) County jail reimbursement program expenditures shall not exceed the amount
29 appropriated in part 1 for the county jail reimbursement program. Payments to counties under
30 the county jail reimbursement program shall be made in the order in which properly documented
31 requests for reimbursements are received. A request shall be considered to be properly
32 documented if it meets MDOC requirements for documentation. By October 15, 2012, the

1 department shall distribute the documentation requirements to all counties.

2 (6) Of the funds appropriated in part 1 for the county jail reimbursement program,
3 \$500,000.00 shall be utilized to reimburse county jails for housing individuals who violate
4 terms of probation under the swift-and-sure sanctions pilot program.

5 Sec. 5-209. Allowable uses for the felony drunk driver jail reduction and community
6 treatment program shall include reimbursing counties for transportation, treatment costs, and
7 housing felony drunk drivers during a period of assessment for treatment and case planning.
8 Reimbursements for housing offenders during the assessment process shall be at the rate of
9 \$43.50 per day per offender, up to a maximum of 5 days per offender.

10 Sec. 5-210. From the funds appropriated in part 1 for prosecutorial and detainer
11 expenses, the department shall reimburse counties for housing and custody of parole violators
12 and offenders being returned by the department from community placement who are available for
13 return to institutional status and for prisoners who volunteer for placement in a county
14 jail.

15 Sec. 5-211. Funds included in part 1 for the sheriffs' coordinating and training
16 office are appropriated for and may be expended to defray costs of continuing education,
17 certification, recertification, decertification, and training of local corrections officers,
18 the personnel and administrative costs of the sheriffs' coordinating and training office, the
19 local corrections officers advisory board, and the sheriffs' coordinating and training
20 council under the local corrections officers training act, 2003 PA 125, MCL 791.531 to
21 791.546.

22 Sec. 5-212. (1) All prisoners, probationers, and parolees involved with the electronic
23 tether program shall reimburse the department for costs associated with their participation
24 in the program. The department may require community service work reimbursement as a means of
25 payment for those able-bodied individuals unable to pay for the costs of the equipment.

26 (2) Program participant contributions and local community tether program reimbursement
27 for the electronic tether program appropriated in part 1 are related to program expenditures
28 and may be used to offset expenditures for this purpose.

29 (3) Included in the appropriation in part 1 is adequate funding to implement the
30 community tether program to be administered by the department. The community tether program
31 is intended to provide sentencing judges and county sheriffs in coordination with local
32 community corrections advisory boards access to the state's electronic tether program to

1 reduce prison admissions and improve local jail utilization. The department shall determine
2 the appropriate distribution of the tether units throughout the state based upon locally
3 developed comprehensive corrections plans under the community corrections act, 1988 PA 511,
4 MCL 791.401 to 791.414.

5 (4) For a fee determined by the department, the department shall provide counties with
6 the tether equipment, replacement parts, administrative oversight of the equipment's
7 operation, notification of violators, and periodic reports regarding county program
8 participants. Counties are responsible for tether equipment installation and service. For an
9 additional fee as determined by the department, the department shall provide staff to install
10 and service the equipment. Counties are responsible for the coordination and apprehension of
11 program violators.

12 (5) Any county with tether charges outstanding over 60 days shall be considered in
13 violation of the community tether program agreement and lose access to the program.

14 Sec. 5-213. (1) The inmate housing fund shall be used for the custody, treatment,
15 clinical, and administrative costs associated with the housing of prisoners other than those
16 specifically budgeted for elsewhere in this article. Funding in the inmate housing fund is
17 appropriated into a separate control account. Funding in the control account shall be
18 distributed as necessary into separate accounts created to separately identify costs for
19 specific purposes.

20 (2) Quarterly reports on all expenditures from the inmate housing fund shall be
21 submitted by the department to the state budget director, the senate and house appropriations
22 subcommittees on corrections, and the senate and house fiscal agencies.

23 Sec. 5-214. The department shall evaluate all prisoners at intake for substance abuse
24 disorders, developmental disorders, serious mental illness, and other mental health
25 disorders. Prisoners with serious mental illness shall not be confined in administrative
26 segregation due to serious mental illness. Under the supervision of a mental health
27 professional, a prisoner with serious mental illness may be secluded in a therapeutic
28 environment for the safety of the prisoner or others. A prisoner in therapeutic seclusion
29 shall be evaluated by a mental health professional at a frequency defined in the mental
30 health code to remain in therapeutic seclusion.

31 Sec. 5-215. Any local unit of government or private non-profit organization that
32 contracts with the department for public works services shall be responsible for financing

the entire costs of such an agreement.

Sec. 5-216. Revenues appropriated and collected for special equipment funds shall be considered state restricted revenue and shall be used for special equipment and security projects which include, but are not limited to, replacement of personal protection systems, acquisition of contraband detection systems, and critical facility repairs to protect the safety of the public, staff, and prisoners. Unexpended funds remaining at the close of the fiscal year shall not lapse to the general fund, but shall be carried forward and be available for appropriation in subsequent fiscal years.

CAPITAL OUTLAY

Sec. 5-301. (1) The director shall allocate lump-sum appropriations made in this article consistent with statutory provisions and the purposes for which funds were appropriated. Lump-sum allocations shall address priority program or facility needs and may include, but are not limited to, design, construction, remodeling and addition, special maintenance, major special maintenance, energy conservation, and demolition.

(2) The state budget director may authorize that funds appropriated for lump-sum appropriations shall be available for no more than 3 fiscal years following the fiscal year in which the original appropriation was made. Any remaining balance from allocations made in this section shall lapse to the fund from which it was appropriated pursuant to the lapsing of funds as provided in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 5-302. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

ONE-TIME BASIS ONLY

Sec. 5-401. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$14,003,300.00 from general fund/general purpose revenue and related federal and state restricted revenue for the following purposes:

Information technology services and projects	\$ 1,129,500
State employee lump sum payments	<u>13,225,900</u>
GROSS APPROPRIATION	\$ 14,355,400

Appropriated from:

1	Interdepartmental grant revenues	3,900
2	Federal revenues	83,400
3	Local revenues	1,300
4	State restricted revenues	263,500
5	State general fund/general purpose	14,003,300

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14 **Article 6**

15
16 **DEPARTMENT OF EDUCATION**
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25 PART 1

26 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

27 Sec. 6-101. Subject to the conditions set forth in this article, the amounts listed
28 in this part for the department of education and certain state purposes related to education
29 are appropriated for the fiscal year ending September 30, 2013, and are anticipated to be
30 appropriated for the fiscal year ending September 30, 2014, from the funds indicated in this
31 part. The following is a summary of the appropriations and anticipated appropriations in
32 this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF EDUCATION		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	6.0	6.0
4	Full-time equated classified positions.....	588.5	588.5
5	GROSS APPROPRIATION	\$ 330,328,600	\$ 331,819,700
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	0	0
8	ADJUSTED GROSS APPROPRIATION	\$ 330,328,600	\$ 331,819,700
9	Total federal revenues	246,465,200	247,526,200
10	Total local revenues	5,543,900	5,589,900
11	Total private revenues	2,828,700	2,828,700
12	Total other state restricted revenues	7,561,700	7,692,500
13	State general fund/general purpose	\$ 67,929,100	\$ 68,182,400
14	Sec. 6-102. STATE BOARD OF EDUCATION/OFFICE OF THE		
15	SUPERINTENDENT		
16	Full-time equated unclassified positions.....	6.0	6.0
17	Full-time equated classified positions.....	14.0	14.0
18	State board of education/office of the superintendent .	\$ <u>3,166,400</u>	\$ <u>3,166,400</u>
19	GROSS APPROPRIATION	\$ 3,166,400	\$ 3,166,400
20	Appropriated from:		
21	Federal revenues	360,000	360,000
22	Private revenues	28,100	28,100
23	Other state restricted revenues	682,700	682,700
24	State general fund/general purpose	\$ 2,095,600	\$ 2,095,600
25	<i>Schedule of programs:</i>		
26	<i>State board of education, per diem payments</i>	<i>24,400</i>	<i>24,400</i>
27	<i>Unclassified positions</i>	<i>777,600</i>	<i>777,600</i>
28	<i>State board/superintendent operations</i>	<i>2,364,400</i>	<i>2,364,400</i>
29	Sec. 6-103. CENTRAL SUPPORT		
30	Full-time equated classified positions.....	21.6	21.6
31	Central support	\$ <u>6,852,900</u>	\$ <u>8,344,000</u>
32	GROSS APPROPRIATION	\$ 6,852,900	\$ 8,344,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Appropriated from:		
2	Federal revenues	3,831,200	4,892,200
3	Local revenues	0	46,000
4	Other state restricted revenues	638,200	769,000
5	State general fund/general purpose	\$ 2,383,500	\$ 2,636,800
6	<i>Schedule of programs:</i>		
7	<i>Central support operations</i>	<i>3,262,000</i>	<i>3,262,000</i>
8	<i>Worker's compensation</i>	<i>43,500</i>	<i>43,500</i>
9	<i>Building occupancy charges - property</i>		
10	<i>management services</i>	<i>2,842,700</i>	<i>2,842,700</i>
11	<i>Training and orientation workshops</i>	<i>150,000</i>	<i>150,000</i>
12	<i>Terminal leave payments</i>	<i>554,700</i>	<i>554,700</i>
13	<i>Active and retiree insurance and pension adjustment</i>	<i>0</i>	<i>1,491,100</i>
14	Sec. 6-104. INFORMATION TECHNOLOGY SERVICES		
15	Full-time equated classified positions.....	0.0	0.0
16	Information technology services	\$ <u>3,890,900</u>	\$ <u>3,890,900</u>
17	GROSS APPROPRIATION	\$ 3,890,900	\$ 3,890,900
18	Appropriated from:		
19	Federal revenues	2,209,300	2,209,300
20	Local revenues	76,500	76,500
21	Other state restricted revenues	354,900	354,900
22	State general fund/general purpose	\$ 1,250,200	\$ 1,250,200
23	<i>Schedule of programs:</i>		
24	<i>Information technology operations</i>	<i>3,890,900</i>	<i>3,890,900</i>
25	Sec. 6-105. SPECIAL EDUCATION SERVICES		
26	Full-time equated classified positions.....	47.0	47.0
27	Special education services	\$ <u>8,686,900</u>	\$ <u>8,686,900</u>
28	GROSS APPROPRIATION	\$ 8,686,900	\$ 8,686,900
29	Appropriated from:		
30	Federal revenues	8,218,400	8,218,400
31	Private revenues	110,100	110,100
32	Other state restricted revenues	42,900	42,900

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	State general fund/general purpose	\$ 315,500	\$ 315,500
2	<i>Schedule of programs:</i>		
3	<i>Special education operations</i>	<i>8,686,900</i>	<i>8,686,900</i>
4	Sec. 6-106. MICHIGAN SCHOOLS FOR THE DEAF AND BLIND		
5	Full-time equated classified positions.....	77.0	77.0
6	Michigan schools for the deaf and blind	\$ <u>12,825,200</u>	\$ <u>12,825,200</u>
7	GROSS APPROPRIATION	\$ 12,825,200	\$ 12,825,200
8	Appropriated from:		
9	Federal revenues	6,605,800	6,605,800
10	Local revenues	5,455,700	5,455,700
11	Private revenues	545,100	545,100
12	Other state restricted revenues	218,600	218,600
13	State general fund/general purpose	\$ 0	\$ 0
14	<i>Schedule of programs:</i>		
15	<i>Michigan schools for the deaf and blind operations .</i>	<i>12,280,100</i>	<i>12,280,100</i>
16	<i>Camp Tuhsmeheeta</i>	<i>295,100</i>	<i>295,100</i>
17	<i>Private gifts-blind</i>	<i>200,000</i>	<i>200,000</i>
18	<i>Private gifts-deaf</i>	<i>50,000</i>	<i>50,000</i>
19	Sec. 6-107. PROFESSIONAL PREPARATION SERVICES		
20	Full-time equated classified positions.....	34.0	34.0
21	Professional preparation services	\$ <u>6,026,400</u>	\$ <u>6,026,400</u>
22	GROSS APPROPRIATION	\$ 6,026,400	\$ 6,026,400
23	Appropriated from:		
24	Federal revenues	1,401,600	1,401,600
25	Other state restricted revenues	4,170,700	4,170,700
26	State general fund/general purpose	\$ 454,100	\$ 454,100
27	<i>Schedule of programs:</i>		
28	<i>Professional preparation operations</i>	<i>5,976,400</i>	<i>5,976,400</i>
29	<i>Department of attorney general</i>	<i>50,000</i>	<i>50,000</i>
30	Sec. 6-108. MICHIGAN OFFICE OF GREAT START		
31	Full-time equated classified positions.....	62.0	62.0
32	Michigan office of great start	\$ <u>209,175,900</u>	\$ <u>209,175,900</u>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	GROSS APPROPRIATION	\$ 209,175,900	\$ 209,175,900
2	Appropriated from:		
3	Federal revenues	167,913,200	167,913,200
4	Other state restricted revenues	62,900	62,900
5	State general fund/general purpose	\$ 41,199,800	\$ 41,199,800
6	<i>Schedule of programs:</i>		
7	<i>Office of great start operations</i>	<i>22,761,500</i>	<i>22,761,500</i>
8	<i>Child development and care external support</i>	<i>29,958,500</i>	<i>29,958,500</i>
9	<i>Head start collaboration office</i>	<i>300,200</i>	<i>300,200</i>
10	<i>Child development care public assistance</i>	<i>156,155,700</i>	<i>156,155,700</i>
11	Sec. 6-109. STATE AID AND SCHOOL FINANCE SERVICES		
12	Full-time equated classified positions.....	7.5	7.5
13	State aid and school finance services	\$ <u>1,057,800</u>	\$ <u>1,057,800</u>
14	GROSS APPROPRIATION	\$ 1,057,800	\$ 1,057,800
15	Appropriated from:		
16	State general fund/general purpose	\$ 1,057,800	\$ 1,057,800
17	<i>Schedule of programs:</i>		
18	<i>State aid and school finance operations</i>	<i>1,057,800</i>	<i>1,057,800</i>
19	Sec. 6-110. AUDIT SERVICES		
20	Full-time equated classified positions.....	4.5	4.5
21	Audit services	\$ <u>578,800</u>	\$ <u>578,800</u>
22	GROSS APPROPRIATION	\$ 578,800	\$ 578,800
23	Appropriated from:		
24	Federal revenues	460,100	460,100
25	Other state restricted revenues	58,800	58,800
26	State general fund/general purpose	\$ 59,900	\$ 59,900
27	<i>Schedule of programs:</i>		
28	<i>Audit operations</i>	<i>578,800</i>	<i>578,800</i>
29	Sec. 6-111. ADMINISTRATIVE LAW SERVICES		
30	Full-time equated classified positions.....	2.0	2.0
31	Administrative law services	\$ <u>1,161,200</u>	\$ <u>1,161,200</u>
32	GROSS APPROPRIATION	\$ 1,161,200	\$ 1,161,200

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Appropriated from:		
2	Federal revenues	547,000	547,000
3	Other state restricted revenues	562,400	562,400
4	State general fund/general purpose	\$ 51,800	\$ 51,800
5	<i>Schedule of programs:</i>		
6	<i>Administrative law operations</i>	<i>1,161,200</i>	<i>1,161,200</i>
7	Sec. 6-112. BUREAU OF ASSESSMENT AND ACCOUNTABILITY		
8	Full-time equated classified positions.....	68.6	68.6
9	Bureau of assessment and accountability	\$ <u>13,735,900</u>	\$ <u>13,735,900</u>
10	GROSS APPROPRIATION	\$ 13,735,900	\$ 13,735,900
11	Appropriated from:		
12	Federal revenues	11,101,500	11,101,500
13	State general fund/general purpose	\$ 2,634,400	\$ 2,634,400
14	<i>Schedule of programs:</i>		
15	<i>Bureau of assessment and accountability operations .</i>	<i>13,735,900</i>	<i>13,735,900</i>
16	Sec. 6-113. GRANTS COORDINATION AND SCHOOL SUPPORT SERVICES		
17	Full-time equated classified positions.....	87.6	87.6
18	Grants coordination and school support services	\$ <u>19,158,300</u>	\$ <u>19,158,300</u>
19	GROSS APPROPRIATION	\$ 19,158,300	\$ 19,158,300
20	Appropriated from:		
21	Federal revenues	15,459,300	15,459,300
22	Local revenues	11,700	11,700
23	Private revenues	1,000,000	1,000,000
24	Other state restricted revenues	154,800	154,800
25	State general fund/general purpose	\$ 2,532,500	\$ 2,532,500
26	<i>Schedule of programs:</i>		
27	<i>Grants coordination and school support</i>		
28	<i>services operations</i>	<i>11,815,300</i>	<i>11,815,300</i>
29	<i>College access network grant program</i>	<i>4,343,000</i>	<i>4,343,000</i>
30	<i>Federal and private grants</i>	<i>3,000,000</i>	<i>3,000,000</i>
31	Sec. 6-114. FIELD SERVICES		
32	Full-time equated classified positions.....	46.0	46.0

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Field services	\$ 11,018,000	\$ 11,018,000
2	GROSS APPROPRIATION	\$ 11,018,000	\$ 11,018,000
3	Appropriated from:		
4	Federal revenues	9,971,500	9,971,500
5	Private revenues	572,100	572,100
6	Other state restricted revenues	73,800	73,800
7	State general fund/general purpose	\$ 400,600	\$ 400,600
8	<i>Schedule of programs:</i>		
9	<i>Field services operations</i>	<i>11,018,000</i>	<i>11,018,000</i>
10	Sec. 6-115. EDUCATIONAL IMPROVEMENT AND INNOVATION		
11	Full-time equated classified positions.....	56.7	56.7
12	Educational improvement and innovation	\$ 11,439,200	\$ 11,439,200
13	GROSS APPROPRIATION	\$ 11,439,200	\$ 11,439,200
14	Appropriated from:		
15	Federal revenues	9,083,700	9,083,700
16	Private revenues	573,300	573,300
17	Other state restricted revenues	541,000	541,000
18	State general fund/general purpose	\$ 1,241,200	\$ 1,241,200
19	<i>Schedule of programs:</i>		
20	<i>Educational improvement and innovation operations ..</i>	<i>11,439,200</i>	<i>11,439,200</i>
21	Sec. 6-116. CAREER AND TECHNICAL EDUCATION		
22	Full-time equated classified positions.....	27.0	27.0
23	Career and technical education	\$ 4,569,800	\$ 4,569,800
24	GROSS APPROPRIATION	\$ 4,569,800	\$ 4,569,800
25	Appropriated from:		
26	Federal revenues	3,706,100	3,706,100
27	State general fund/general purpose	\$ 863,700	\$ 863,700
28	<i>Schedule of programs:</i>		
29	<i>Career and technical education operations</i>	<i>4,569,800</i>	<i>4,569,800</i>
30	Sec. 6-117. LIBRARY OF MICHIGAN		
31	Full-time equated classified positions.....	33.0	33.0
32	Library of Michigan	\$ 16,985,000	\$ 16,985,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	GROSS APPROPRIATION	\$ 16,985,000	\$ 16,985,000
2	Appropriated from:		
3	Federal revenues	5,596,500	5,596,500
4	State general fund/general purpose	\$ 11,388,500	\$ 11,388,500
5	Schedule of programs:		
6	Library of Michigan operations	4,192,800	4,192,800
7	Library services and technology program	5,596,500	5,596,500
8	State aid to libraries	5,445,700	5,445,700
9	Michigan eLibrary	1,750,000	1,750,000

10

11 PART 2

12 PROVISIONS CONCERNING APPROPRIATIONS

13 FISCAL YEAR 2013

14

15 **GENERAL SECTIONS**

16 Sec. 6-201. Pursuant to section 30 of article IX of the state constitution of 1963,

17 total state spending from state resources under part 1 for the fiscal year ending September

18 30, 2013 is \$75,490,800.00 and state spending from state resources to be paid to local units

19 of government for the fiscal year ending September 30, 2013 is \$5,445,700.00. The itemized

20 statement below identifies appropriations from which spending to local units of government

21 will occur:

22 DEPARTMENT OF EDUCATION

23	State aid to libraries	\$	5,445,700
24	TOTAL	\$	5,445,700

25 Sec. 6-202. As used in this article:

26 (a) "Department" means the Michigan department of education.

27 (b) "District" means a local school district as defined in section 6 of the revised

28 school code, 1976 PA 451, MCL 380.6, or a public school academy as defined in section 5 of

29 the revised school code, 1976 PA 451, MCL 380.5.

30 Sec. 6-203. The department shall provide through the Internet the state board of

31 education agenda and all supporting documents, and shall notify the state budget director

32 and the senate and house fiscal agencies that the agenda and supporting documents are

1 available on the Internet, at the time the agenda and supporting documents are provided to
2 state board of education members.

3 Sec. 6-204. (1) In addition to the funds appropriated in part 1, there is appropriated
4 an amount not to exceed \$5,000,000.00 for federal contingency funds. These funds are not
5 available for expenditure until they have been transferred to another line item in this
6 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

7 (2) In addition to the funds appropriated in part 1, there is appropriated an amount
8 not to exceed \$700,000.00 for state restricted contingency funds. These funds are not
9 available for expenditure until they have been transferred to another line item in this
10 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

11 (3) In addition to the funds appropriated in part 1, there is appropriated an amount
12 not to exceed \$250,000.00 for local contingency funds. These funds are not available for
13 expenditure until they have been transferred to another line item in this article under
14 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

15 (4) In addition to the funds appropriated in part 1, there is appropriated an amount
16 not to exceed \$3,000,000.00 for private contingency funds. These funds are not available for
17 expenditure until they have been transferred to another line item in this article under
18 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

19 Sec. 6-205. Funds appropriated in part 1 shall not be used by a principal executive
20 department, state agency, or authority to hire a person to provide legal services that are
21 the responsibility of the attorney general. This prohibition does not apply to legal services
22 for bonding activities and for those outside services that the attorney general authorizes.

23
24 **STATE BOARD/OFFICE OF THE SUPERINTENDENT**

25 Sec. 6-301. (1) The appropriations in part 1 may be used for per diem payments to the
26 state board for meetings at which a quorum is present or for performing official business
27 authorized by the state board. The per diem payments shall be at a rate as follows:

28 (a) State board of education - president - \$110.00 per day.

29 (b) State board of education - member other than president - \$100.00 per day.

30 (2) A state board of education member shall not be paid a per diem for more than 30
31 days per year.

32 Sec. 6-302. From the amount appropriated in part 1 to the state board of education,

not more than \$35,000.00 shall be expended for in-state travel and out-of-state travel directly related to the duties of the state board of education.

MICHIGAN SCHOOLS FOR THE DEAF AND BLIND

Sec. 6-401. For each student enrolled at the Michigan schools for the deaf and blind, the department shall assess the intermediate school district of residence 100% of the cost of operating the student's instructional program. The amount shall exclude room and board related costs and the cost of weekend transportation between the school and the student's home.

Sec. 6-402. The department may assist the department of community health, other departments, and local school districts to secure reimbursement for eligible services provided in Michigan schools from the federal Medicaid program. The department may submit reports of direct expenses related to this effort to the department of community health for reimbursement.

Sec. 6-403. (1) The Michigan schools for the deaf and blind may promote its residential program as a possible appropriate option for children who are deaf or hard of hearing or who are blind or visually impaired. The Michigan schools for the deaf and blind shall distribute information detailing its services to all intermediate school districts in the state.

(2) Upon knowledge of or recognition by an intermediate school district that a child in the district is deaf or hard of hearing or blind or visually impaired, the intermediate school district shall provide to the parents of the child the literature distributed by the Michigan schools for the deaf and blind to intermediate school districts under subsection (1).

(3) Parents will continue to have a choice regarding the educational placement of their deaf or hard-of-hearing children.

Sec. 6-404. Revenue received by the Michigan schools for the deaf and blind from gifts, bequests, donations and local school district service fees that is unexpended at the end of the state fiscal year may be carried over to the succeeding fiscal year and shall not revert to the general fund.

PROFESSIONAL PREPARATION SERVICES

1 Sec. 6-501. The department shall authorize teacher preparation institutions to provide
2 an alternative program by which up to 1/2 of the required student internship or student
3 teaching credits may be earned through substitute teaching. The department shall require
4 that teacher preparation institutions collaborate with school districts to ensure that the
5 quality of instruction provided to student teachers is comparable to that required in a
6 traditional student teaching program.

7 Sec. 6-502. Revenue received from teacher testing fees that is unexpended at the end
8 of the state fiscal year may be carried over to the succeeding fiscal year and shall not
9 revert to the general fund.

10
11 **GRANTS COORDINATION AND SCHOOL SUPPORT SERVICES**

12 Sec. 6-601. The funds appropriated in part 1 for the college access network grant
13 program shall be used for efforts to support college access. Allowable uses include the
14 following:

15 (a) Michigan college access network operations, programming, and services to local
16 college access networks.

17 (b) Local college access networks, which are community-based college access/success
18 partnerships committed to increasing the college participation and completion rates within
19 geographically-defined communities through a coordinated strategy.

20 (c) Michigan college access portal, an online one-stop portal to help students and
21 families plan and apply for college.

22 (d) Public awareness campaigns to encourage low-income and first-generation students
23 to take necessary steps toward college.

24 (e) Subgrants to postsecondary institutions to recruit, hire, and train college
25 student mentors and college advisors to assist high school students in navigating the
26 postsecondary planning and enrollment process.

27
28 **LIBRARY OF MICHIGAN**

29 Sec. 6-701. In addition to the funds appropriated in part 1, the funds collected by
30 the department for document reproduction and services; conferences, workshops, and training
31 classes; and the use of specialized equipment, facilities, and software are appropriated for
32 all expenses necessary to provide the required services. These funds are available for

1 expenditure when they are received and may be carried forward into the next succeeding
2 fiscal year.

3

4 **ONE-TIME BASIS ONLY**

5 Sec. 6-801. For the state fiscal year ending September 30, 2013, there is
6 appropriated, on a 1-time basis only, \$114,100.00 from general fund/general purpose revenue
7 and related federal and state restricted revenue for the following purposes:

8 State employee lump sum payments\$ 624,300

9 **GROSS APPROPRIATION\$ 624,300**

10 Appropriated from:

11 Federal revenues 429,100

12 Local revenues 16,500

13 State restricted revenues 64,600

14 State general fund/general purpose 114,100

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14 Article 7

15
16 DEPARTMENT OF ENVIRONMENTAL QUALITY
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26 PART 1

27 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

28 Sec. 7-101. Subject to the conditions set forth in this article, the amounts listed in
29 this part for the department of environmental quality are appropriated for the fiscal year
30 ending September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014, from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

1 **DEPARTMENT OF ENVIRONMENTAL QUALITY**

2 **APPROPRIATION SUMMARY**

3	Full-time equated unclassified positions.....	6.0	6.0
4	Full-time equated classified positions.....	1,341.8	1,341.8
5	GROSS APPROPRIATION	\$ 425,979,000	\$ 428,460,800
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	8,972,400	8,972,400
8	ADJUSTED GROSS APPROPRIATION	\$ 417,006,600	\$ 419,488,400
9	Total federal revenues	161,271,800	161,271,800
10	Total local revenues	0	0
11	Total private revenues	529,000	529,000
12	Total other state restricted revenues	229,960,900	231,952,300
13	State general fund/general purpose	\$ 25,244,900	\$ 25,735,300
14	Sec. 7-102. EXECUTIVE OPERATIONS		
15	Full-time equated unclassified positions.....	6.0	6.0
16	Full-time equated classified positions.....	15.0	15.0
17	Executive operations	\$ <u>2,480,400</u>	\$ <u>6,962,200</u>
18	GROSS APPROPRIATION	\$ 2,480,400	\$ 6,962,200
19	Appropriated from:		
20	Federal revenues	37,700	37,700
21	State restricted revenues	1,082,500	5,073,900
22	State general fund/general purpose	\$ 1,360,200	\$ 1,850,600
23	<i>Schedule of programs:</i>		
24	<i>Unclassified salaries</i>	<i>500,000</i>	<i>500,000</i>
25	<i>Executive direction</i>	<i>1,980,400</i>	<i>1,980,400</i>
26	<i>Active and retiree insurance and pension adjustment</i>	<i>0</i>	<i>4,481,800</i>
27	Sec. 7-103. OFFICE OF THE GREAT LAKES		
28	Full-time equated classified positions.....	18.0	18.0
29	Office of the Great Lakes	\$ <u>4,556,600</u>	\$ <u>4,556,600</u>
30	GROSS APPROPRIATION	\$ 4,556,600	\$ 4,556,600
31	Appropriated from:		
32	Federal revenues	3,376,200	3,376,200

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	State restricted revenues	804,600	804,600
2	State general fund/general purpose	\$ 375,800	\$ 375,800
3	<i>Schedule of programs:</i>		
4	<i>Office of the Great Lakes</i>	<i>4,556,600</i>	<i>4,556,600</i>
5	Sec. 7-104. GREAT LAKES RESTORATION INITIATIVE		
6	Great Lakes restoration initiative	\$ <u>25,000,000</u>	\$ <u>25,000,000</u>
7	GROSS APPROPRIATION	\$ 25,000,000	\$ 25,000,000
8	<i>Appropriated from:</i>		
9	Federal revenues	25,000,000	25,000,000
10	State general fund/general purpose	\$ 0	\$ 0
11	<i>Schedule of programs:</i>		
12	<i>Great Lakes restoration initiative</i>	<i>25,000,000</i>	<i>25,000,000</i>
13	Sec. 7-105. DEPARTMENT SUPPORT SERVICES		
14	Full-time equated classified positions.....	36.0	36.0
15	Department support services	\$ <u>20,788,400</u>	\$ <u>20,788,400</u>
16	GROSS APPROPRIATION	\$ 20,788,400	\$ 20,788,400
17	<i>Appropriated from:</i>		
18	Interdepartmental grant revenues	2,682,000	2,682,000
19	Federal revenues	5,300	5,300
20	State restricted revenues	15,565,100	15,565,100
21	State general fund/general purpose	\$ 2,536,000	\$ 2,536,000
22	<i>Schedule of programs:</i>		
23	<i>Central support services</i>	<i>3,923,100</i>	<i>3,923,100</i>
24	<i>Accounting service center</i>	<i>1,214,800</i>	<i>1,214,800</i>
25	<i>Administrative hearings</i>	<i>553,500</i>	<i>553,500</i>
26	<i>Automated data processing</i>	<i>2,053,400</i>	<i>2,053,400</i>
27	<i>Building occupancy charges</i>	<i>6,082,800</i>	<i>6,082,800</i>
28	<i>Environmental support projects</i>	<i>5,000,000</i>	<i>5,000,000</i>
29	<i>Rent - privately owned property</i>	<i>1,960,800</i>	<i>1,960,800</i>
30	Sec. 7-106. OFFICE OF ENVIRONMENTAL ASSISTANCE		
31	Full-time equated classified positions.....	44.0	44.0
32	Office of environmental assistance	\$ <u>7,082,600</u>	\$ <u>7,082,600</u>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	GROSS APPROPRIATION	\$ 7,082,600	\$ 7,082,600
2	Appropriated from:		
3	Federal revenues	902,700	902,700
4	Private revenues	348,700	348,700
5	State restricted revenues	5,831,200	5,831,200
6	State general fund/general purpose	\$ 0	\$ 0
7	<i>Schedule of programs:</i>		
8	<i>Office of environmental assistance</i>	<i>7,082,600</i>	<i>7,082,600</i>
9	Sec. 7-107. WATER RESOURCES DIVISION		
10	Full-time equated classified positions.....	322.3	322.3
11	Water resources division	\$ <u>55,944,500</u>	\$ <u>53,944,500</u>
12	GROSS APPROPRIATION	\$ 55,944,500	\$ 53,944,500
13	Appropriated from:		
14	Interdepartmental grant revenues	1,170,200	1,170,200
15	Federal revenues	22,787,300	22,787,300
16	State restricted revenues	20,117,600	18,117,600
17	State general fund/general purpose	\$ 11,869,400	\$ 11,869,400
18	<i>Schedule of programs:</i>		
19	<i>Water resources program</i>	<i>13,797,500</i>	<i>13,797,500</i>
20	<i>Groundwater discharge permits program</i>	<i>3,189,000</i>	<i>2,939,000</i>
21	<i>Surface water quality</i>	<i>38,958,000</i>	<i>37,208,000</i>
22	Sec. 7-108. LAW ENFORCEMENT DIVISION		
23	Full-time equated classified positions.....	14.0	14.0
24	Law enforcement division	\$ <u>2,711,100</u>	\$ <u>2,711,100</u>
25	GROSS APPROPRIATION	\$ 2,711,100	\$ 2,711,100
26	Appropriated from:		
27	Federal revenues	795,200	795,200
28	State restricted revenues	1,374,800	1,374,800
29	State general fund/general purpose	\$ 541,100	\$ 541,100
30	<i>Schedule of programs:</i>		
31	<i>Environmental investigations</i>	<i>2,711,100</i>	<i>2,711,100</i>
32	Sec. 7-109. AIR QUALITY DIVISION		

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Full-time equated classified positions.....	208.0	208.0
2	Air quality division	\$ <u>25,046,100</u>	\$ <u>25,046,100</u>
3	GROSS APPROPRIATION	\$ 25,046,100	\$ 25,046,100
4	Appropriated from:		
5	Federal revenues	7,261,800	7,261,800
6	State restricted revenues	13,379,500	13,379,500
7	State general fund/general purpose	\$ 4,404,800	\$ 4,404,800
8	<i>Schedule of programs:</i>		
9	Air quality programs	25,046,100	25,046,100
10	Sec. 7-110. RESOURCE MANAGEMENT DIVISION		
11	Full-time equated classified positions.....	330.5	330.5
12	Resource management division	\$ <u>151,674,500</u>	\$ <u>151,674,500</u>
13	GROSS APPROPRIATION	\$ 151,674,500	\$ 151,674,500
14	Appropriated from:		
15	Interdepartmental grant revenues	993,300	993,300
16	Federal revenues	89,335,500	89,335,500
17	State restricted revenues	57,605,000	57,605,000
18	State general fund/general purpose	\$ 3,740,700	\$ 3,740,700
19	<i>Schedule of programs:</i>		
20	Environmental health and municipal assistance	120,898,300	120,898,300
21	Waste management	17,486,800	17,486,800
22	Radiological protection	1,619,000	1,619,000
23	Oil, gas and mineral services	11,670,400	11,670,400
24	Sec. 7-111. REMEDIATION DIVISION		
25	Full-time equated classified positions.....	354.0	354.0
26	Remediation division	\$ <u>122,475,500</u>	\$ <u>122,475,500</u>
27	GROSS APPROPRIATION	\$ 122,475,500	\$ 122,475,500
28	Appropriated from:		
29	Interdepartmental grant revenues	3,939,200	3,939,200
30	Federal revenues	10,071,400	10,071,400
31	Private revenues	180,300	180,300
32	State restricted revenues	108,284,600	108,284,600

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	State general fund/general purpose	\$ 0	\$ 0
2	<i>Schedule of programs:</i>		
3	<i>Contaminated site investigation, cleanup and</i>		
4	<i>revitalization</i>	36,241,400	36,241,400
5	<i>Federal cleanup project management</i>	9,308,400	9,308,400
6	<i>Storage tank programs</i>	4,925,700	4,925,700
7	<i>Emergency cleanup actions</i>	4,000,000	4,000,000
8	<i>Environmental cleanup and redevelopment program</i>	68,000,000	68,000,000
9	Sec. 7-112. INFORMATION TECHNOLOGY		
10	Information technology	\$ 8,219,300	\$ 8,219,300
11	GROSS APPROPRIATION	\$ 8,219,300	\$ 8,219,300
12	<i>Appropriated from:</i>		
13	Interdepartmental grant revenues	187,700	187,700
14	Federal revenues	1,698,700	1,698,700
15	State restricted revenues	5,916,000	5,916,000
16	State general fund/general purpose	\$ 416,900	\$ 416,900
17	<i>Schedule of programs:</i>		
18	<i>Information technology services and projects</i>	8,219,300	8,219,300

19

20 PART 2

21 PROVISIONS CONCERNING APPROPRIATIONS

22 FISCAL YEAR 2013

23

24 **GENERAL SECTIONS**

25 Sec. 7-201. Pursuant to section 30 of article IX of the state constitution of 1963,

26 total state spending from state resources under part 1 for fiscal year 2012-2013 is

27 \$255,205,800.00 and state spending from state resources to be paid to local units of

28 government for fiscal year 2012-2013 is \$2,775,000.00. The itemized statement below

29 identifies appropriations from which spending to local units of government will occur:

30 DEPARTMENT OF ENVIRONMENTAL QUALITY

31 Resource management division \$ 2,775,000

32 Sec. 7-202. As used in this article "Department" means the department of environmental

1 quality.

2 Sec. 7-203. (1) In addition to the funds appropriated in part 1, there is appropriated
3 an amount not to exceed \$30,000,000.00 for federal contingency funds. These funds are not
4 available for expenditure until they have been transferred to another line item in this
5 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

6 (2) In addition to the funds appropriated in part 1, there is appropriated an amount
7 not to exceed \$5,000,000.00 for state restricted contingency funds. These funds are not
8 available for expenditure until they have been transferred to another line item in this
9 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

10 (3) In addition to the funds appropriated in part 1, there is appropriated an amount
11 not to exceed \$100,000.00 for local contingency funds. These funds are not available for
12 expenditure until they have been transferred to another line item in this article under
13 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

14 (4) In addition to the funds appropriated in part 1, there is appropriated an amount
15 not to exceed \$500,000.00 for private contingency funds. These funds are not available for
16 expenditure until they have been transferred to another line item in this article under
17 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

18 Sec. 7-204. Funds appropriated in part 1 shall not be used by a principal executive
19 department, state agency, or authority to hire a person to provide legal services that are
20 the responsibility of the attorney general. This prohibition does not apply to legal
21 services for bonding activities and for those outside services that the attorney general
22 authorizes.

23 Sec. 7-205. (1) The department shall report all of the following information relative
24 to allocations made from appropriations for the environmental cleanup and redevelopment
25 program, state cleanup, emergency actions, superfund cleanup, the revitalization revolving
26 loan program, the brownfield grants and loans program, the leaking underground storage tank
27 cleanup program, the contaminated lake and river sediments cleanup program, the refined
28 petroleum product cleanup program, and the environmental protection bond projects under
29 section 19508(7) of the natural resources and environmental protection act, 1994 PA 451, MCL
30 324.19508, to the state budget director, the senate and house appropriations subcommittees on
31 environmental quality, and the senate and house fiscal agencies:

32 (a) The name and location of the site for which an allocation is made.

1 (b) The nature of the problem encountered at the site.

2 (c) A brief description of how the problem will be resolved if the allocation is made
3 for a response activity.

4 (d) The estimated date that site closure activities will be completed.

5 (e) The amount of the allocation, or the anticipated financing for the site.

6 (f) A summary of the sites and the total amount of funds expended at the sites at the
7 conclusion of the fiscal year.

8 (g) The number of brownfield projects that were successfully redeveloped.

9 (2) The report prepared under subsection (1) shall also include all of the following:

10 (a) The status of all state-owned facilities that are on the list compiled under part
11 201 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.20101 to
12 324.20142.

13 (b) The report shall include the total amount of funds expended during the fiscal year
14 and the total amount of funds awaiting expenditure.

15 (c) The total amount of bonds issued for the environmental protection bond program
16 pursuant to part 193 of the natural resources and environmental protection act, 1994 PA 451,
17 MCL 324.19301 to 324.19306, and bonds issued pursuant to the clean Michigan initiative act,
18 1998 PA 284, MCL 324.95101 to 324.95108.

19 (3) The report shall be made available by March 31 of each year.

20 Sec. 7-206. (1) The department may expend amounts remaining from the current and prior
21 fiscal year appropriations to meet funding needs of legislatively approved sites for the
22 environmental cleanup and redevelopment program, the leaking underground storage tank cleanup
23 program, and the refined petroleum product cleanup program.

24 (2) Unexpended and unencumbered amounts remaining from appropriations from the
25 environmental protection bond fund contained in 1993 PA 353, 2003 PA 173, 2006 PA 343, and
26 2011 PA 63 are appropriated for expenditure for any site listed in this article and any site
27 listed in the public acts referenced in this section.

28 (3) Unexpended and unencumbered amounts remaining from appropriations from the cleanup
29 and redevelopment fund contained in 2000 PA 275 and 2002 PA 520 are appropriated for
30 expenditure for any site listed in this article and any site listed in the public acts
31 referenced in this section.

32 (4) Unexpended and unencumbered amounts remaining from appropriations from the clean

Michigan initiative fund - response activities contained in 2000 PA 506, 2001 PA 120, 2004 PA 309, 2004 PA 350, 2005 PA 11, 2006 PA 343, 2007 PA 121, and 2011 PA 63 are appropriated for expenditure for any site listed in this article and any site listed in the public acts referenced in this section.

(5) Unexpended and unencumbered amounts remaining from appropriations from the environmental protection fund contained in 2001 PA 43, 2002 PA 520, and 2003 PA 171 are appropriated for expenditure for any site listed in this article and any site listed in the public acts referenced in this section.

(6) Unexpended and unencumbered amounts remaining from appropriations from the refined petroleum fund activities contained in 2005 PA 154, 2007 PA 121, 2008 PA 247, and 2009 PA 118, 2010 PA 189, and 2011 PA 63 are appropriated for expenditure for any site listed in this article and any site listed in the public acts referenced in this section.

(7) Unexpended and unencumbered amounts remaining from the appropriations from the strategic water quality initiatives fund contained in 2011 PA 50 and 2011 PA 63 are appropriated for expenditure for any site listed in this article and any site listed in the public acts referenced in this section.

Sec. 7-207. Unexpended settlement revenues at the end of the fiscal year may be carried forward into the settlement fund in the succeeding fiscal year up to a maximum carryforward of \$2,500,000.00.

REMEDATION DIVISION

Sec. 7-301. Revenues remaining in the interdepartmental transfers, laboratory services at the end of the fiscal year shall carry forward into the succeeding fiscal year.

Sec. 7-302. The unexpended funds appropriated in part 1 for emergency cleanup actions and the environmental cleanup and redevelopment program are considered work project appropriations and any unencumbered or unallotted funds are carried forward into the succeeding fiscal year. The following is in compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

(a) The purpose of the projects to be carried forward is to provide contaminated site cleanup.

(b) The projects will be accomplished by contract.

(c) The total estimated cost of all projects is identified in each line-item

appropriation.

(d) The tentative completion date is September 30, 2017.

Sec. 7-303. Effective October 1, 2012, surplus funds not to exceed \$1,000,000.00 in the cleanup and redevelopment trust fund are appropriated to the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a.

Sec. 7-304. Effective October 1, 2012, surplus funds not to exceed \$1,000,000.00 in the community pollution prevention fund created in section 3f of 1976 initiated law 1, MCL 445.573f, are appropriated to the environmental protection fund created in section 503a of the natural resources and environmental protection act, 1994 PA 451, MCL 324.503a.

RESOURCE MANAGEMENT DIVISION

Sec. 7-401. If a certified health department does not exist in a city, county, or district or does not fulfill its responsibilities under part 117 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11701 to 324.11720, then the department may spend funds appropriated in part 1 under the septage waste compliance program in accordance with section 11716 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.11716.

ONE-TIME BASIS ONLY

Sec. 7-501. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$4,160,100.00 from general fund/general purpose revenue and related federal and state restricted revenue for the following purposes:

State employee lump sum payments.....	\$	1,549,200
Drinking water revolving fund state match		2,500,000
Wetlands program		1,500,000
GROSS APPROPRIATION	\$	5,549,200

Appropriated from:

Interdepartmental grant revenues	48,800
Federal revenues	415,700
Private revenues	4,200
State restricted revenues	920,400

1	State general fund/general purpose	4,160,100
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14 **Article 8**

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16 **EXECUTIVE OFFICE**
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26 PART 1

27 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

28 Sec. 8-101. Subject to the conditions set forth in this article, the amounts listed in
29 this part for the executive office are appropriated for the fiscal year ending September 30,
30 2013, and are anticipated to be appropriated for the fiscal year ending September 30, 2014,
31 from the funds indicated in this part. The following is a summary of the appropriations and
32 anticipated appropriations in this part:

1 **EXECUTIVE OFFICE**

2 **APPROPRIATION SUMMARY**

3	Full-time equated unclassified positions.....	10.0	10.0
4	Full-time equated classified positions.....	74.2	74.2
5	GROSS APPROPRIATION	\$ 4,829,200	\$ 4,829,200
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	0	0
8	ADJUSTED GROSS APPROPRIATION	\$ 4,829,200	\$ 4,829,200
9	Total federal revenues	0	0
10	Total local revenues	0	0
11	Total private revenues	0	0
12	Total other state restricted revenues	0	0
13	State general fund/general purpose	\$ 4,829,200	\$ 4,829,200

14 **Sec. 8-102. EXECUTIVE OFFICE OPERATIONS**

15	Full-time equated unclassified positions.....	10.0	10.0
16	Full-time equated classified positions.....	74.2	74.2
17	Executive office operations	\$ <u>4,829,200</u>	\$ <u>4,829,200</u>
18	GROSS APPROPRIATION	\$ 4,829,200	\$ 4,829,200

19 Appropriated from:

20	State general fund/general purpose	\$ 4,829,200	\$ 4,829,200
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21 *Schedule of programs:*

22	<i>Governor</i>	<i>159,300</i>	<i>159,300</i>
23	<i>Lieutenant governor</i>	<i>111,600</i>	<i>111,600</i>
24	<i>Executive office</i>	<i>3,708,500</i>	<i>3,708,500</i>
25	<i>Unclassified positions</i>	<i>849,800</i>	<i>849,800</i>

26

27 **PART 2**

28 **PROVISIONS CONCERNING APPROPRIATIONS**

29 **FISCAL YEAR 2013**

30

31 **GENERAL SECTIONS**

32 Sec. 8-201. Pursuant to section 30 of article IX of the state constitution of 1963,

1 total state spending from state resources from part 1 for fiscal year 2012-2013 is
2 \$4,829,200.00 and state spending from state resources to be paid to local units of government
3 for fiscal year 2012-2013 is \$0.00.

4

5 **ONE-TIME BASIS ONLY**

6 Sec. 8-301. For the state fiscal year ending September 30, 2013, there is
7 appropriated, on a 1-time basis only, \$58,700.00 from general fund/general purpose revenue
8 for the following purposes:

9 State employee lump sum payments 58,700

10 **GROSS APPROPRIATION \$ 58,700**

11 Appropriated from:

12 State general fund/general purpose 58,700

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14 **Article 9**

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16 **DEPARTMENT OF HUMAN SERVICES**
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26 **PART 1**

27 **LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

28 Sec. 9-101. Subject to the conditions set forth in this article, the amounts listed in
29 this part for the department of human services are appropriated for the fiscal year ending
30 September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014, from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

	For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1 DEPARTMENT OF HUMAN SERVICES		
2 APPROPRIATION SUMMARY		
3 Full-time equated classified positions.....	11,202.5	11,202.5
4 Unclassified positions.....	6.0	6.0
5 Total full-time equated positions.....	11,208.5	11,208.5
6 GROSS APPROPRIATION	\$ 6,576,644,900	\$ 6,593,834,100
7 Interdepartmental grant revenues:		
8 Total interdepartmental grants and intradepartmental		
9 transfers	31,241,700	31,241,700
10 ADJUSTED GROSS APPROPRIATION	\$ 6,545,403,200	\$ 6,562,592,400
11 Federal revenues:		
12 Federal - supplemental nutrition assistance program		
13 revenues (ARRA)	510,138,400	510,138,400
14 Total federal revenues	4,875,633,200	4,879,986,700
15 Special revenue funds:		
16 Total private revenues	16,375,800	16,375,800
17 Total local revenues	33,549,200	33,549,200
18 Total other state restricted revenues	88,847,000	88,847,000
19 State general fund/general purpose	\$ 1,020,859,600	\$ 1,033,695,300
20 Sec. 9-102. EXECUTIVE OPERATIONS		
21 Total full-time equated positions.....	639.7	639.7
22 Full-time equated unclassified positions.....	6.0	6.0
23 Full-time equated classified positions.....	633.7	633.7
24 Executive operations	\$ <u>103,467,700</u>	\$ <u>103,467,700</u>
25 GROSS APPROPRIATION	\$ 103,467,700	\$ 103,467,700
26 Appropriated from:		
27 Interdepartmental grant revenues:		
28 IDG from department of education	13,874,900	13,874,900
29 Federal revenues:		
30 Total other federal revenues	52,301,300	52,301,300
31 Special revenue funds:		
32 Total private revenues	8,267,200	8,267,200

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Total local revenues	175,000	175,000
2	Total other state restricted revenues	25,000	25,000
3	State general fund/general purpose	\$ 28,824,300	\$ 28,824,300
4	<i>Schedule of programs:</i>		
5	<i>Unclassified salaries</i>	<i>647,900</i>	<i>647,900</i>
6	<i>Salaries and wages</i>	<i>15,700,300</i>	<i>15,700,300</i>
7	<i>Contractual services, supplies, and materials</i>	<i>11,260,700</i>	<i>11,260,700</i>
8	<i>Demonstration projects</i>	<i>10,198,300</i>	<i>10,198,300</i>
9	<i>Inspector general salaries and wages</i>	<i>7,429,000</i>	<i>7,429,000</i>
10	<i>Electronic benefit transfer EBT</i>	<i>13,009,000</i>	<i>13,009,000</i>
11	<i>Michigan community service commission</i>	<i>12,336,500</i>	<i>12,336,500</i>
12	<i>AFC, children's welfare and day care licensure</i>	<i>26,055,000</i>	<i>26,055,000</i>
13	<i>State office of administrative hearings and rules ..</i>	<i>6,831,000</i>	<i>6,831,000</i>
14	Sec. 9-103. CHILD SUPPORT ENFORCEMENT		
15	Full-time equated classified positions.....	180.7	180.7
16	Child support enforcement	\$ <u>185,631,000</u>	\$ <u>185,631,000</u>
17	GROSS APPROPRIATION	\$ 185,631,000	\$ 185,631,000
18	<i>Appropriated from:</i>		
19	<i>Federal revenues:</i>		
20	Total federal revenues	159,569,100	159,569,100
21	<i>Special revenues funds:</i>		
22	Total local revenues	340,000	340,000
23	Total other state restricted revenues	770,000	770,000
24	State general fund/general purpose	\$ 24,951,900	\$ 24,951,900
25	<i>Schedule of programs:</i>		
26	<i>Child support enforcement operations</i>	<i>24,637,200</i>	<i>24,637,200</i>
27	<i>Legal support contracts</i>	<i>115,753,600</i>	<i>115,753,600</i>
28	<i>Child support incentive payments</i>	<i>32,409,600</i>	<i>32,409,600</i>
29	<i>State disbursement unit</i>	<i>12,830,600</i>	<i>12,830,600</i>
30	Sec. 9-104. COMMUNITY ACTION AND ECONOMIC OPPORTUNITY		
31	Full-time equated classified positions.....	16.0	16.0
32	Community action and economic opportunity	\$ <u>56,169,700</u>	\$ <u>56,169,700</u>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	GROSS APPROPRIATION	\$ 56,169,700	\$ 56,169,700
2	Appropriated from:		
3	Federal revenues:		
4	Total federal revenues	56,169,700	56,169,700
5	State general fund/general purpose	\$ 0	\$ 0
6	Schedule of programs:		
7	Bureau of community action and economic opportunity	1,989,700	1,989,700
8	Community services block grant	25,840,000	25,840,000
9	Weatherization assistance	28,340,000	28,340,000
10	Sec. 9-105. ADULT AND FAMILY SERVICES		
11	Full-time equated classified positions.....	46.7	46.7
12	Adult and family services	\$ <u>45,025,700</u>	\$ <u>45,025,700</u>
13	GROSS APPROPRIATION	\$ 45,025,700	\$ 45,025,700
14	Appropriated from:		
15	Interdepartmental grant revenues:		
16	IDG from department of education	22,500	22,500
17	Federal revenues:		
18	Total other federal revenues	40,273,400	40,273,400
19	State general fund/general purpose	\$ 4,729,800	\$ 4,729,800
20	Schedule of programs:		
21	Executive direction and support	454,000	45,000
22	Guardian contract	600,000	600,000
23	Adult services policy and administration	724,300	724,300
24	Office of program policy	4,791,600	4,791,600
25	Employment and training support services	7,407,100	7,407,100
26	Wage employment verification reporting	848,700	848,700
27	Nutrition education	30,025,000	30,025,000
28	Elder law of Michigan MiCAFE contract	175,000	175,000
29	Sec. 9-106. CHILDREN'S SERVICES		
30	Full-time equated classified positions.....	121.8	121.8
31	Children's services	\$ <u>92,740,000</u>	\$ <u>92,740,000</u>
32	GROSS APPROPRIATION	\$ 92,740,000	\$ 92,740,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Appropriated from:		
2	Federal revenues:		
3	Total other federal revenues	81,530,500	81,530,500
4	Special revenue funds:		
5	Private - children's benefit fund donations	21,000	21,000
6	Compulsive gambling prevention fund	1,040,000	1,040,000
7	Children's trust fund	2,942,300	2,942,300
8	Sexual assault victims' prevention and treatment	1,000,000	1,000,000
9	Child advocacy centers fund	1,000,000	1,000,000
10	State general fund/general purpose	\$ 5,206,200	\$ 5,206,200
11	Schedule of programs:		
12	Salaries and wages	3,822,400	3,822,400
13	Contractual services, supplies, and materials	1,276,500	1,276,500
14	Interstate compact	231,600	231,600
15	Children's benefit fund donations	21,000	21,000
16	Strong families/safe children	12,350,100	12,350,100
17	Child protection and permanency	142,100	142,100
18	Family preservation and prevention services		
19	administration	1,368,200	1,368,200
20	Children's trust fund administration	1,204,300	1,204,300
21	Children's trust fund grants	2,825,100	2,825,100
22	Attorney general contract	4,199,000	4,199,000
23	Prosecuting attorney contracts	2,561,700	2,561,700
24	Child protection	891,500	891,500
25	Domestic violence prevention and treatment	15,323,100	15,323,100
26	Rape prevention and services	3,535,000	3,535,000
27	Child advocacy centers	1,000,000	1,000,000
28	Child abuse and neglect - Children's Justice Act ...	613,000	613,000
29	Family preservation and prevention services programs	41,375,400	41,375,400
30	Sec. 9-107. CHILD WELFARE SERVICES		
31	Full-time equated classified positions.....	3,621.7	3,621.7
32	Child welfare services	\$ <u>849,626,400</u>	\$ <u>849,626,400</u>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	GROSS APPROPRIATION	\$ 849,626,400	\$ 849,626,400
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	IDG from department of education	237,600	237,600
5	Federal revenues:		
6	Total other federal revenues	475,863,800	475,863,800
7	Special revenue funds:		
8	Private - collections	1,870,000	1,870,000
9	Local funds - county chargeback	17,539,500	17,539,500
10	State general fund/general purpose	\$ 354,115,500	\$ 354,115,500
11	Schedule of programs:		
12	Child welfare field staff salaries and wages	170,905,900	170,905,900
13	Children's services administration	6,831,400	6,831,400
14	Title IV-E compliance and accountability office	495,600	495,600
15	Child welfare institute	5,833,900	5,833,900
16	Child protective services workers	969,900	969,900
17	Direct care workers	752,400	752,400
18	Education planners	11,100	11,100
19	Permanency planning conference coordinators	47,900	47,900
20	Child welfare first line supervisors	545,800	545,800
21	Administrative support workers	149,800	149,800
22	Second line supervisors and technical staff	48,700	48,700
23	Permanency planning specialists	54,900	54,900
24	Child welfare field staff contractual services,		
25	supplies and materials	7,343,200	7,343,200
26	Settlement monitor	1,625,800	1,625,800
27	Foster care payments	186,806,100	186,806,100
28	Foster care - children with serious emotional		
29	disturbance waiver	3,269,000	3,269,000
30	Guardianship assistance program	4,183,700	4,183,700
31	Child care fund	181,400,000	181,400,000
32	Child care fund administration	920,400	920,400

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Adoption subsidies	218,501,800	218,501,800
2	Adoption support services	33,609,100	33,609,100
3	Youth in transition	14,668,400	14,668,400
4	Child welfare medical/psychiatric evaluations	6,607,500	6,607,500
5	Serious emotional disturbance - non waiver	2,925,900	2,925,900
6	Psychotropic oversight contracts	1,118,200	1,118,200
7	Sec. 9-108. JUVENILE JUSTICE SERVICES		
8	Full-time equated classified positions.....	183.0	183.0
9	Juvenile justice services	\$ 38,162,600	\$ 38,162,600
10	GROSS APPROPRIATION	\$ 38,162,600	\$ 38,162,600
11	Appropriated from:		
12	Federal revenues:		
13	Total other federal revenues	7,243,400	7,243,400
14	Special revenue funds:		
15	Total private revenues	45,000	45,000
16	Local funds - state share education funds	2,135,800	2,135,800
17	Local funds - county chargeback	9,921,100	9,921,100
18	State general fund/general purpose	\$ 18,817,300	\$ 18,817,300
19	Schedule of programs:		
20	W.J. Maxey training school	11,514,300	11,514,300
21	Bay Pines center	4,957,400	4,957,400
22	Shawono center	5,023,900	5,023,900
23	County juvenile officers	3,904,300	3,904,300
24	Community support services	1,614,600	1,614,600
25	Juvenile justice, administration and maintenance ...	4,362,400	4,362,400
26	W.J. Maxey memorial fund	45,000	45,000
27	Juvenile accountability block grant	1,301,800	1,301,800
28	Committee on juvenile justice administration	438,900	438,900
29	Committee on juvenile justice grants	5,000,000	5,000,000
30	Sec. 9-109. LOCAL OFFICE STAFF AND OPERATIONS		
31	Full-time equated classified positions.....	5,819.5	5,819.5
32	Local office staff and operations	\$ 331,732,700	\$ 331,732,700

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	GROSS APPROPRIATION	\$ 331,732,700	\$ 331,732,700
2	Appropriated from:		
3	Interdepartmental grant revenues:		
4	IDG from department of corrections	100,000	100,000
5	IDG from department of education	7,835,400	7,835,400
6	Federal revenues:		
7	Total other federal revenues	197,659,200	197,659,200
8	Special revenue funds:		
9	Local funds	3,437,800	3,437,800
10	Private funds - donated funds	6,072,600	6,072,600
11	Private funds - Wayne County gifts	100,000	100,000
12	Supplemental security income recoveries	858,000	858,000
13	State general fund/general purpose	\$ 115,669,700	\$ 115,669,700
14	<i>Schedule of programs:</i>		
15	<i>Field staff, salaries and wages</i>	<i>292,568,100</i>	<i>292,568,100</i>
16	<i>Contractual services, supplies and materials</i>	<i>12,589,800</i>	<i>12,589,800</i>
17	<i>Medical/psychiatric evaluations</i>	<i>1,420,100</i>	<i>1,420,100</i>
18	<i>Donated funds positions</i>	<i>19,230,600</i>	<i>19,230,600</i>
19	<i>Training and program support</i>	<i>3,476,000</i>	<i>3,476,000</i>
20	<i>Wayne County gifts and bequests</i>	<i>100,000</i>	<i>100,000</i>
21	<i>Volunteer services and reimbursement</i>	<i>1,261,800</i>	<i>1,261,800</i>
22	<i>SSI advocates</i>	<i>1,086,300</i>	<i>1,086,300</i>
23	Sec. 9-110. DISABILITY DETERMINATION SERVICES		
24	Full-time equated classified positions.....	572.4	572.4
25	Disability determination services	\$ <u>94,294,300</u>	\$ <u>94,294,300</u>
26	GROSS APPROPRIATION	\$ 94,294,300	\$ 94,294,300
27	Appropriated from:		
28	Interdepartmental grant revenues:		
29	IDG from department of technology, management, & budget	1,183,200	1,183,200
30	Appropriated from:		
31	Total federal revenues	90,318,500	90,318,500
32	State general fund/general purpose	\$ 2,792,600	\$ 2,792,600

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	<i>Schedule of programs:</i>		
2	<i>Disability determination operations</i>	90,508,800	90,508,800
3	<i>Medical consultation program</i>	2,896,700	2,896,700
4	<i>Retirement disability determination</i>	888,800	888,800
5	Sec. 9-111. CENTRAL SUPPORT ACCOUNTS		
6	Central support accounts	\$ 454,051,000	\$ 485,976,200
7	GROSS APPROPRIATION	\$ 454,051,000	\$ 485,976,200
8	Appropriated from:		
9	Interdepartmental grant revenues:		
10	IDG from department of education	6,044,500	6,044,500
11	Appropriated from:		
12	Federal revenues:		
13	Total other federal revenues	276,418,800	296,138,200
14	State general fund/general purpose	\$ 171,587,700	\$ 183,793,500
15	<i>Schedule of programs:</i>		
16	<i>Rent</i>	44,774,800	44,774,800
17	<i>Occupancy charge</i>	8,236,400	8,236,400
18	<i>Travel</i>	7,295,600	7,295,600
19	<i>Equipment</i>	227,300	227,300
20	<i>Worker's compensation</i>	2,808,200	2,808,200
21	<i>Active and retiree insurance and pension adjustment</i>	0	31,925,200
22	<i>Payroll taxes and fringe benefits</i>	390,708,700	390,708,700
23	Sec. 9-112. PUBLIC ASSISTANCE		
24	Full-time equated classified positions.....	7.0	7.0
25	Public assistance	\$ 4,168,494,500	\$ 4,153,758,500
26	GROSS APPROPRIATION	\$ 4,168,494,500	\$ 4,153,758,500
27	Appropriated from:		
28	Federal revenues		
29	Federal - supplemental nutrition assistance program		
30	revenues (ARRA)	510,138,400	510,138,400
31	Total other federal revenues	3,335,235,000	3,319,869,100
32	Special revenue funds:		

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Child supports collections	29,145,800	29,145,800
2	Supplemental security income recoveries	14,955,900	14,955,900
3	Public assistance recoupment revenue	7,010,000	7,010,000
4	Michigan merit award trust fund	30,100,000	30,100,000
5	State general fund/general purpose	\$ 241,909,400	\$ 242,539,300
6	<i>Schedule of programs:</i>		
7	Family independence program	318,354,100	302,988,200
8	State disability assistance payments	25,515,100	25,515,100
9	Food assistance program benefits	3,007,487,900	3,007,487,900
10	Food assistance program benefits (ARRA)	510,138,400	510,138,400
11	State supplementation	61,775,800	62,405,700
12	State supplementation administration	2,681,100	2,681,100
13	Low-income home energy assistance program	174,951,600	174,951,600
14	Food bank funding	1,345,000	1,345,000
15	Homeless programs	16,084,600	16,084,600
16	Multicultural integration funding	1,515,500	1,515,500
17	Chaldean community foundation	100,000	100,000
18	Indigent burial	1,000,000	1,000,000
19	Emergency services local office allocations	19,615,500	19,615,500
20	Refugee assistance program	27,929,900	27,929,900
21	Sec. 9-113. INFORMATION TECHNOLOGY		
22	Information technology	\$ 157,249,300	\$ 157,249,300
23	GROSS APPROPRIATION	\$ 157,249,300	\$ 157,249,300
24	Appropriated from:		
25	Interdepartmental grant revenues:		
26	IDG from department of education	1,943,600	1,943,600
27	Federal revenues:		
28	Total federal revenues	103,050,500	103,050,500
29	State general fund/general purpose	\$ 52,255,200	\$ 52,255,200
30	<i>Schedule of programs:</i>		
31	Information technology services and projects	115,513,800	115,513,800
32	Child support automation	41,735,500	41,735,500

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

GENERAL SECTIONS

Sec. 9-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2012-2013 is \$1,109,706,600.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is \$94,339,300.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF HUMAN SERVICES

Child care fund	\$	85,934,500
County juvenile officers		3,603,900
Legal support contracts		3,141,000
State disability assistance payments		1,564,100
Family independence program		82,300
Child support enforcement operations		<u>13,500</u>
TOTAL	\$	94,339,300

Sec. 9-203. As used in this article:

(a) "AFC" means adult foster care.

(b) "ARRA" means the American recovery and reinvestment act of 2009, Public Law 111-5.

(c) "Children's rights settlement agreement" means the settlement agreement entered in the case of Dwayne B. vs. Snyder, docket no. 2:06-cv-13548 in the United States district court for the eastern district of Michigan.

(d) "Current fiscal year" means fiscal year ending September 30, 2013.

(e) "Department" means the department of human services.

(f) "Director" means the director of the department of human services.

(g) "FTE" means full-time equated.

(h) "IDG" means interdepartmental grant.

(i) "SSI" means supplemental security income.

(j) "Temporary assistance for needy families" or "TANF" or "title IV-A" means part A of title IV of the social security act, 42 USC 601 to 619.

1 (k) "Title IV-D" means part D of title IV of the social security act, 42 USC 651 to
2 669b.

3 (l) "Title IV-E" means part E of title IV of the social security act, 42 USC 670 to
4 679c.

5 Sec. 9-211. Funds appropriated in part 1 shall not be used by a principal executive
6 department, state agency, or authority to hire a person to provide legal services that are
7 the responsibility of the attorney general. This prohibition does not apply to legal services
8 for bonding activities and for those outside services that the attorney general authorizes.

9 Sec. 9-212. (1) In addition to funds appropriated in part 1 for all programs and
10 services, there is appropriated for write-offs of accounts receivable, deferrals, and for
11 prior year obligations in excess of applicable prior year appropriations, an amount equal to
12 total write-offs and prior year obligations, but not to exceed amounts available in prior
13 year revenues or current year revenues that are in excess of the authorized amount.

14 (2) The department's ability to satisfy appropriation fund sources in part 1 shall not
15 be limited to collections and accruals pertaining to services provided in the current fiscal
16 year, but shall also include reimbursements, refunds, adjustments, and settlements from prior
17 years.

18 Sec. 9-213. The department may retain all of the state's share of food assistance
19 overissuance collections as an offset to general fund/general purpose costs. Retained
20 collections shall be applied against federal funds deductions in all appropriation units
21 where department costs related to the investigation and recoupment of food assistance
22 overissuances are incurred. Retained collections in excess of such costs shall be applied
23 against the federal funds deducted in the executive operations appropriation unit.

24 Sec. 9-221. If the revenue collected by the department from private and local sources
25 exceeds the amount spent from amounts appropriated in part 1, the revenue may be carried
26 forward, with approval from the state budget director, into the subsequent fiscal year.

27 Sec. 9-284. (1) In addition to the funds appropriated in part 1, there is appropriated
28 an amount not to exceed \$200,000,000.00 for federal contingency funds. These funds are not
29 available for expenditure until they have been transferred to another line item in this
30 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

31 (2) In addition to the funds appropriated in part 1, there is appropriated an amount
32 not to exceed \$5,000,000.00 for state restricted contingency funds. These funds are not

1 available for expenditure until they have been transferred to another line item in this
2 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

3 (3) In addition to the funds appropriated in part 1, there is appropriated an amount
4 not to exceed \$20,000,000.00 for local contingency funds. These funds are not available for
5 expenditure until they have been transferred to another line item in this article under
6 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

7 (4) In addition to the funds appropriated in part 1, there is appropriated an amount
8 not to exceed \$20,000,000.00 for private contingency funds. These funds are not available for
9 expenditure until they have been transferred to another line item in this article under
10 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

11 Sec. 9-294. Money appropriated in part 1 for the statewide automated child welfare
12 information system is contingent upon the approval of an advanced planning document from the
13 administration for children and families. If the necessary matching funds are identified and
14 legislatively transferred to the information and technology services and projects line item
15 for this purpose, any corresponding federal revenue required shall be appropriated at a 50%
16 federal match rate. This appropriation may be designated as a work project under section 451a
17 of the management and budget act, 1984 PA 431, MCL 18.1451a, and carried forward to support
18 completion of this project.

19 20 **CHILDREN'S SERVICES**

21 Sec. 9-501. A goal is established that not more than 35% of all children in foster
22 care at any given time during the current fiscal year will have been in foster care for 24
23 months or more. During the annual budget presentation, the department shall provide a report
24 describing the steps that will be taken to achieve the specific goal established in this
25 section.

26 Sec. 9-502. From the funds appropriated in part 1 for foster care, the department
27 shall provide 50% reimbursement to Indian tribal governments for foster care expenditures for
28 children who are under the jurisdiction of Indian tribal courts and who are not otherwise
29 eligible for federal foster care cost sharing.

30 Sec. 9-507. The department's ability to satisfy appropriation deducts in part 1 for
31 foster care private collections shall not be limited to collections and accruals pertaining
32 to services provided only in the current fiscal year but may include revenues collected

1 during the current fiscal year for services provided in prior fiscal years.

2 Sec. 9-508. In addition to the amount appropriated in part 1 for children's trust fund
3 grants, money granted or money received as gifts or donations to the children's trust fund
4 created by 1982 PA 249, MCL 21.171 to 21.172, is appropriated for expenditure.

5 Sec. 9-574. (1) From the money appropriated in part 1 for foster care payments, funds
6 are allocated to support contracts with child placing agencies to facilitate the licensure of
7 relative caregivers as foster parents. Agencies shall receive \$2,300.00 for each facilitated
8 licensure. The agency facilitating the licensure would retain the placement and continue to
9 provide case management services for at least 50% of the newly licensed cases for which the
10 placement was appropriate to the agency. Up to 50% of the newly licensed cases would have
11 direct foster care services provided by the department.

12 (2) From the money appropriated for foster care payments, \$375,000.00 is allocated to
13 support family incentive grants to private and community-based foster care service providers
14 to assist with home improvements or payment for physical exams for applicants needed by
15 foster families to accommodate foster children.

16 Sec. 9-585. (1) The department shall allow private nationally accredited foster care
17 and adoption agencies to conduct their own staff training, based on current department
18 policies and procedures, provided that the agency trainer and training materials are
19 accredited by the department and that the agency documents to the department that the
20 training was provided. The department shall provide access to any training materials
21 requested by the private agencies to facilitate this training.

22 (2) By November 1, 2012, the department shall post on the department's website a list
23 of all relevant departmental training materials available to private child placing agencies
24 that are allowed to conduct their own training in accordance with this section. The
25 department shall also provide to private child placing agencies that are allowed to conduct
26 their own training any updated training materials as they become available.

27
28 **PUBLIC ASSISTANCE**

29 Sec. 9-601. Whenever a client agrees to the release of his or her name and address to
30 the local housing authority, the department shall request from the local housing authority
31 information regarding whether the housing unit for which vendoring has been requested meets
32 applicable local housing codes. Vendoring shall be terminated for those units that the local

1 authority indicates in writing do not meet local housing codes until such time as the local
2 authority indicates in writing that local housing codes have been met.

3 Sec. 9-604. (1) The department shall operate a state disability assistance program.
4 Except as provided in subsection (3), persons eligible for this program shall include needy
5 citizens of the United States or aliens exempted from the supplemental security income
6 citizenship requirement who are at least 18 years of age or emancipated minors meeting 1 or
7 more of the following requirements:

8 (a) A recipient of supplemental security income, social security, or medical
9 assistance due to disability or 65 years of age or older.

10 (b) A person with a physical or mental impairment which meets federal supplemental
11 security income disability standards, except that the minimum duration of the disability
12 shall be 90 days. Substance abuse alone is not defined as a basis for eligibility.

13 (c) A resident of an adult foster care facility, a home for the aged, a county
14 infirmary, or a substance abuse treatment center.

15 (d) A person receiving 30-day post residential substance abuse treatment.

16 (e) A person diagnosed as having acquired immunodeficiency syndrome.

17 (f) A person receiving special education services through the local intermediate
18 school district.

19 (g) A caretaker of a disabled person who meets the requirements specified in
20 subdivision (a), (b), (e), or (f).

21 (2) Applicants for and recipients of the state disability assistance program shall be
22 considered needy if they:

23 (a) Meet the same asset test as is applied to applicants for the family independence
24 program.

25 (b) Have a monthly budgetable income that is less than the payment standards.

26 (3) Except for a person described in subsection (1)(c) or (d), a person is not
27 disabled for purposes of this section if his or her drug addiction or alcoholism is a
28 contributing factor material to the determination of disability. "Material to the
29 determination of disability" means that, if the person stopped using drugs or alcohol, his or
30 her remaining physical or mental limitations would not be disabling. If his or her remaining
31 physical or mental limitations would be disabling, then the drug addiction or alcoholism is
32 not material to the determination of disability and the person may receive state disability

1 assistance. Such a person must actively participate in a substance abuse treatment program,
2 and the assistance must be paid to a third party or through vendor payments. For purposes of
3 this section, substance abuse treatment includes receipt of inpatient or outpatient services
4 or participation in alcoholics anonymous or a similar program.

5 (4) A refugee or asylee who loses his or her eligibility for the federal supplemental
6 security income program by virtue of exceeding the maximum time limit for eligibility as
7 delineated in 8 USC 1612 and who otherwise meets the eligibility criteria under this section
8 shall be eligible to receive benefits under the state disability assistance program.

9 Sec. 9-605. The level of reimbursement provided to state disability assistance
10 recipients in licensed adult foster care facilities shall be the same as the prevailing
11 supplemental security income rate under the personal care category.

12 Sec. 9-606. County department offices shall require each recipient of family
13 independence program and state disability assistance who has applied with the social security
14 administration for supplemental security income to sign a contract to repay any assistance
15 rendered through the family independence program or state disability assistance program upon
16 receipt of retroactive supplemental security income benefits.

17 Sec. 9-607. (1) The department's ability to satisfy appropriation deductions in part 1
18 for state disability assistance/supplemental security income recoveries and public assistance
19 recoupment revenues shall not be limited to recoveries and accruals pertaining to state
20 disability assistance, or family independence assistance grant payments provided only in the
21 current fiscal year, but may include revenues collected during the current year that are
22 prior year related and not a part of the department's accrued entities.

23 (2) The department may use supplemental security income recoveries to satisfy the
24 deduct in any line in which the revenues are appropriated, regardless of the source from
25 which the revenue is recovered.

26 Sec. 9-608. Adult foster care facilities providing domiciliary care or personal care
27 to residents receiving supplemental security income or homes for the aged serving residents
28 receiving supplemental security income shall not require those residents to reimburse the
29 home or facility for care at rates in excess of those legislatively authorized. To the extent
30 permitted by federal law, adult foster care facilities and homes for the aged serving
31 residents receiving supplemental security income shall not be prohibited from accepting
32 third-party payments in addition to supplemental security income provided that the payments

1 are not for food, clothing, shelter, or result in a reduction in the recipient's supplemental
2 security income payment.

3 Sec. 9-619. (1) Subject to subsection (2), the department shall exempt from the denial
4 of title IV-A assistance and food assistance benefits under 21 USC 862a any individual who
5 has been convicted of a felony that included the possession, use, or distribution of a
6 controlled substance, after August 22, 1996, provided that the individual is not in violation
7 of his or her probation or parole requirements. Benefits shall be provided to such
8 individuals as follows:

9 (a) A third-party payee or vendor shall be required for any cash benefits provided.

10 (b) An authorized representative shall be required for food assistance receipt.

11 (2) Subject to federal approval, an individual is not entitled to the exemption in
12 this section if the individual was convicted in 2 or more separate cases of a felony that
13 included the possession, use, or distribution of a controlled substance after August 22,
14 1996.

15 Sec. 9-643. As a condition of receipt of federal TANF funds, homeless shelters and
16 human services agencies shall collaborate with the department to obtain necessary TANF
17 eligibility information on families as soon as possible after admitting a family to the
18 homeless shelter. From the funds appropriated in part 1 for homeless programs, the department
19 is authorized to make allocations of TANF funds only to the agencies that report necessary
20 data to the department for the purpose of meeting TANF eligibility reporting requirements.
21 Homeless shelters or human services agencies that do not report necessary data to the
22 department for the purpose of meeting TANF eligibility reporting requirements will not
23 receive reimbursements which exceed the per diem amount they received in fiscal year 2000.
24 The use of TANF funds under this section should not be considered an ongoing commitment of
25 funding.

26 Sec. 9-660. From the funds appropriated in part 1 for food bank funding, the
27 department is authorized to make allocations of TANF funds only to the agencies that report
28 necessary data to the department for the purpose of meeting TANF eligibility reporting
29 requirements. The agencies that do not report necessary data to the department for the
30 purpose of meeting TANF eligibility reporting requirements will not receive allocations in
31 excess of those received in fiscal year 2000. The use of TANF funds under this section should
32 not be considered an ongoing commitment of funding.

1 Sec. 9-669. The department shall allocate up to \$2,880,000.00 for the annual clothing
2 allowance. The allowance shall be granted to all eligible children in a family independence
3 program group that does not include an adult.

4
5 **JUVENILE JUSTICE SERVICES**

6 Sec. 9-706. Counties shall be subject to 50% chargeback for the use of alternative
7 regional detention services, if those detention services do not fall under the basic
8 provision of section 117e of the social welfare act, 1939 PA 280, MCL 400.117e, or if a
9 county operates those detention services programs primarily with professional rather than
10 volunteer staff.

11 Sec. 9-707. In order to be reimbursed for child care fund expenditures, counties are
12 required to submit department-developed reports to enable the department to document
13 potential federally claimable expenditures. This requirement is in accordance with the
14 reporting requirements specified in section 117a(7) of the social welfare act, 1939 PA 280,
15 MCL 400.117a.

16 Sec. 9-708. As a condition of receiving money appropriated in part 1 for the child
17 care fund line item, by December 15 of the current fiscal year, counties shall have an
18 approved service spending plan for the current fiscal year. Counties must submit the service
19 spending plan to the department by October 1 of the current fiscal year for approval. The
20 department shall approve within 30 calendar days after receipt a properly completed service
21 plan that complies with the requirements of the social welfare act, 1939 PA 280, MCL 400.1 to
22 400.119b.

23
24 **CHILD SUPPORT ENFORCEMENT**

25 Sec. 9-901. (1) The appropriations in part 1 assume a total federal child support
26 incentive payment of \$26,500,000.00.

27 (2) From the federal money received for child support incentive payments,
28 \$12,000,000.00 shall be retained by the state and expended for child support program
29 expenses.

30 (3) From the federal money received for child support incentive payments,
31 \$14,500,000.00 shall be paid to the counties based on each county's performance level for
32 each of the federal performance measures as established in 45 CFR 305.2.

(4) If the child support incentive payment to the state from the federal government is greater than \$26,500,000.00, then 100% of the excess shall be retained by the state and is appropriated until the total retained by the state reaches \$15,397,400.00.

(5) If the child support incentive payment to the state from the federal government is greater than the amount needed to satisfy the provisions identified in subsections (1), (2), (3), and (4), the additional funds shall be subject to appropriation by the legislature.

(6) If the child support incentive payment to the state from the federal government is less than \$26,500,000.00, then the state and county share shall each be reduced by 50% of the shortfall.

Sec. 9-909. (1) If statewide retained child support collections exceed \$38,300,000.00, 75% of the amount in excess of \$38,300,000.00 is appropriated to legal support contracts. This excess appropriation may be distributed to eligible counties to supplement and not supplant county title IV-D funding.

(2) Each county whose retained child support collections in the current fiscal year exceed its fiscal year 2004-2005 retained child support collections, excluding tax offset and financial institution data match collections in both the current year and fiscal year 2004-2005, shall receive its proportional share of the 75% excess.

Sec. 9-910. (1) If title IV-D-related child support collections are escheated, the state budget director is authorized to adjust the sources of financing for the funds appropriated in part 1 for legal support contracts to reduce federal authorization by 66% of the escheated amount and increase general fund/general purpose authorization by the same amount. This budget adjustment is required to offset the loss of federal revenue due to the escheated amount being counted as title IV-D program income in accordance with federal regulations at 45 CFR 304.50.

(2) The department shall notify the chairs of the house and senate appropriations subcommittees on the department budget and the house and senate fiscal agencies within 15 days of the authorization adjustment in subsection (1).

ONE-TIME BASIS ONLY

Sec. 9-1201. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$7,936,800.00 from general fund/general purpose revenue and related federal and state restricted revenue for the following purposes:

1	State employee lump sum payments.....\$	10,541,900
2	Child welfare enhancements	<u>5,700,000</u>
3	GROSS APPROPRIATION.....\$	16,241,900
4	Appropriated from:	
5	Federal revenues	8,305,100
6	State general fund/general purpose	7,936,800

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14 **Article 10**

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16 **JUDICIARY**
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26 PART 1

27 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

28 Sec. 10-101. Subject to the conditions set forth in this article, the amounts listed
29 in this part for the judiciary are appropriated for the fiscal year ending September 30,
30 2013, and are anticipated to be appropriated for the fiscal year ending September 30, 2014,
31 from the funds indicated in this part. The following is a summary of the appropriations and
32 anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	JUDICIARY		
2	APPROPRIATION SUMMARY		
3	Full-time equated exempted positions.....	472.0	472.0
4	GROSS APPROPRIATION	\$ 265,397,800	\$ 267,005,700
5	Total interdepartmental grants and		
6	intradepartmental transfers.....	2,629,100	2,631,700
7	ADJUSTED GROSS APPROPRIATION	\$ 262,768,700	\$ 264,374,000
8	Total federal revenues	5,965,900	6,005,600
9	Total local revenues	6,970,700	7,035,700
10	Total private revenues	913,600	919,700
11	Total other state restricted revenues	88,539,000	88,555,900
12	State general fund/general purpose	\$ 160,379,500	\$ 161,857,100
13	Sec. 10-102. SUPREME COURT AND STATE COURT ADMINISTRATIVE		
14	OFFICE		
15	Full-time equated exempted positions.....	237.0	237.0
16	Supreme court and state court administrative office ...	\$ 49,140,500	\$ 50,748,400
17	GROSS APPROPRIATION	\$ 49,140,500	\$ 50,748,400
18	Appropriated from:		
19	Interdepartmental grant revenues	2,176,200	2,178,800
20	Federal revenues	5,684,200	5,723,900
21	Local revenues	6,970,700	7,035,700
22	Private revenues	834,600	840,700
23	State restricted revenues	6,249,900	6,266,800
24	State general fund/general purpose	\$ 27,224,900	\$ 28,702,500
25	<i>Schedule of programs:</i>		
26	Supreme court administration	12,701,800	12,701,800
27	Judicial institute	2,151,300	2,151,300
28	State court administrative office	12,545,900	12,545,900
29	Judicial information systems	3,498,100	3,498,100
30	Direct trial court automation support	6,970,700	6,970,700
31	Foster care review board	1,493,700	1,493,700
32	Community dispute resolution	2,350,900	2,350,900

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Other federal grants	275,100	275,100
2	Drug treatment courts	7,133,000	7,133,000
3	Community court pilot project	20,000	20,000
4	Active and retiree insurance and pension adjustment	0	1,607,900
5	Sec. 10-103. COURT OF APPEALS OPERATIONS		
6	Full-time equated exempted positions.....	175.0	175.0
7	Court of appeals operations	\$ 21,551,100	\$ 21,551,100
8	GROSS APPROPRIATION	\$ 21,551,100	\$ 21,551,100
9	Appropriated from:		
10	Interdepartmental grant revenues	0	0
11	State restricted revenues	1,729,400	1,729,400
12	State general fund/general purpose	\$ 19,821,700	\$ 19,821,700
13	Schedule of programs:		
14	Court of appeals operations	21,551,100	21,551,100
15	Sec. 10-104. BRANCHWIDE APPROPRIATIONS		
16	Full-time equated exempted positions.....	4.0	4.0
17	Branchwide appropriations	\$ 8,365,400	\$ 8,365,400
18	GROSS APPROPRIATION	\$ 8,365,400	\$ 8,365,400
19	Appropriated from:		
20	State general fund/general purpose	\$ 8,365,400	\$ 8,365,400
21	Schedule of programs:		
22	Branchwide appropriations	8,365,400	8,365,400
23	Sec. 10-105. JUDICIAL COMPENSATION		
24	Full-time judges positions.....	606.0	606.0
25	Judicial compensation	\$ 94,377,700	\$ 94,377,700
26	GROSS APPROPRIATION	\$ 94,377,700	\$ 94,377,700
27	Appropriated from:		
28	State restricted revenues	7,090,200	7,090,200
29	State general fund/general purpose	\$ 87,287,500	\$ 87,287,500
30	Schedule of programs:		
31	Supreme court justices' salaries--7.0 justices	1,152,300	1,152,300
32	Court of appeals judges salaries--26.0 judges	3,937,400	3,937,400

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	District court judges state base salaries--		
2	253.0 judges	23,460,900	23,460,900
3	District court judicial salary standardization	11,591,000	11,591,000
4	Probate court judges state base salaries--		
5	102.0 judges	9,533,700	9,533,700
6	Probate court judicial salary standardization	4,623,900	4,623,900
7	Circuit court judges state base salaries--		
8	218.0 judges	20,558,100	20,558,100
9	Circuit court judicial salary standardization	9,979,300	9,979,300
10	Judges' retirement system defined contribution	3,991,000	3,991,000
11	OASI, social security	5,550,100	5,550,100
12	Sec. 10-106. JUDICIAL TENURE COMMISSION		
13	Full-time equated exempted positions.....	7.0	7.0
14	Judicial tenure commission	\$ 1,084,600	\$ 1,084,600
15	GROSS APPROPRIATION	\$ 1,084,600	\$ 1,084,600
16	Appropriated from:		
17	State general fund/general purpose	\$ 1,084,600	\$ 1,084,600
18	Schedule of programs:		
19	Judicial tenure commission	1,084,600	1,084,600
20	Sec. 10-107. INDIGENT DEFENSE - CRIMINAL		
21	Full-time equated exempted positions.....	49.0	49.0
22	Indigent defense - criminal	\$ 7,141,400	\$ 7,141,400
23	GROSS APPROPRIATION	\$ 7,141,400	\$ 7,141,400
24	Appropriated from:		
25	Interdepartmental grant revenues	452,900	452,900
26	Federal revenues	281,700	281,700
27	Private revenues	79,000	79,000
28	State restricted revenues	127,500	127,500
29	State general fund/general purpose	\$ 6,200,300	\$ 6,200,300
30	Schedule of programs:		
31	Appellate public defender program	6,109,300	6,109,300
32	Appellate assigned counsel administration	1,032,100	1,032,100

Sec. 10-108. INDIGENT CIVIL LEGAL ASSISTANCE

Indigent civil legal assistance	\$	<u>7,937,000</u>	\$	<u>7,937,000</u>
GROSS APPROPRIATION	\$	7,937,000	\$	7,937,000
Appropriated from:				
State restricted revenues		7,937,000		7,937,000
State general fund/general purpose	\$	0	\$	0
Schedule of programs:				
Indigent civil legal assistance		7,937,000		7,937,000

Sec. 10-109. TRIAL COURT OPERATIONS

Trial court operations	\$	<u>75,800,100</u>	\$	<u>75,800,100</u>
GROSS APPROPRIATION	\$	75,800,100	\$	75,800,100
Appropriated from:				
State restricted revenues		65,405,000		65,405,000
State general fund/general purpose	\$	10,395,100	\$	10,395,100
Schedule of programs:				
Court equity fund reimbursements		60,835,100		60,835,100
Judicial technology improvement fund		4,815,000		4,815,000
Drug case-flow program		250,000		250,000
Drunk driving case-flow program		3,300,000		3,300,000
Juror compensation reimbursement		6,600,000		6,600,000

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

GENERAL SECTIONS

Sec. 10-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2012-2013 is \$248,918,500.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is \$119,811,500.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

JUDICIARY

1	SUPREME COURT		
2	State court administrative office	\$	511,900
3	Drug treatment courts		6,833,000
4	TRIAL COURT OPERATIONS		
5	Court equity fund reimbursements	\$	60,835,100
6	Judicial technology improvement fund		4,815,000
7	JUSTICES' AND JUDGES' COMPENSATION		
8	District court judicial salary standardization	\$	11,591,000
9	Probate court judges' state base salaries		9,533,700
10	Probate court judicial salary standardization		4,623,900
11	Circuit court judicial salary standardization		9,979,300
12	Grant to OASI contribution fund, employers share, social security ...		938,600
13	GRANTS AND REIMBURSEMENTS TO LOCAL GOVERNMENT		
14	Drunk driving case-flow program	\$	3,300,000
15	Drug case-flow program		250,000
16	Juror compensation reimbursement		<u>6,600,000</u>
17	TOTAL	\$	119,811,500

18 Sec. 10-202. Funds appropriated in part 1 to an entity within the judicial branch
19 shall not be expended or transferred to another account without written approval of the
20 authorized agent of the judicial entity. If the authorized agent of the judicial entity
21 notifies the state budget director of its approval of an expenditure or transfer, the state
22 budget director shall immediately make the expenditure or transfer. The authorized judicial
23 entity agent shall be designated by the chief justice of the supreme court.

24 Sec. 10-203. As used in this article "OASI" means old age survivor's insurance.

25

26 JUDICIAL BRANCH

27 Sec. 10-301. Pursuant to the appropriations in part 1, the direct trial court
28 automation support program of the state court administrative office shall recover direct and
29 overhead costs from trial courts by charging for services rendered. The fee shall cover the
30 actual costs incurred to the direct trial court automation support program in providing the
31 service, including development of future versions of case management systems.

32 Sec. 10-302. Funds appropriated within the judicial branch shall not be expended by

1 any component within the judicial branch without the approval of the supreme court.

2 Sec. 10-303. Of the amount appropriated in part 1 for the judicial branch, \$325,000.00
3 is allocated for circuit court reimbursement under section 3 of 1978 PA 16, MCL 800.453, and
4 \$186,900.00 is allocated for court of claims reimbursement under section 6413 of the revised
5 judicature act of 1961, 1961 PA 236, MCL 600.6413.

6 Sec. 10-304. If sufficient funds are not available from the court fee fund to pay
7 judges' compensation, the difference between the appropriated amount from that fund for
8 judges' compensation and the actual amount available after the amount appropriated for trial
9 court reimbursement is made shall be appropriated from the state general fund for judges'
10 compensation.

11 Sec. 10-305. (1) The funds appropriated in part 1 for drug treatment courts shall be
12 administered by the state court administrative office to operate drug treatment court
13 programs. A drug treatment court shall be responsible for handling cases involving substance
14 abusing nonviolent offenders through comprehensive supervision, testing, treatment services,
15 and immediate sanctions and incentives. A drug treatment court shall use all available county
16 and state personnel involved in the disposition of cases including, but not limited to,
17 parole and probation agents, prosecuting attorneys, defense attorneys, and community
18 corrections providers. The funds may be used in connection with other federal, state, and
19 local funding sources.

20 (2) From the funds appropriated in part 1, the chief justice shall allocate sufficient
21 funds for the judicial institute to provide in-state training for those identified in
22 subsection (1), including training for new drug treatment court judges.

23 (3) For drug treatment court grants, consideration for priority may be given to those
24 courts where higher instances of substance abuse cases are filed.

25 (4) The judiciary shall receive \$1,800,000.00 in Byrne formula grant funding as an
26 interdepartmental grant from the department of state police to be used for drug treatment
27 courts, to assist in avoiding prison bed space growth for nonviolent offenders in
28 collaboration with the department of corrections.

29 Sec. 10-306. Funds appropriated in part 1 shall not be used for the permanent
30 assignment of state-owned vehicles to justices or judges or any other judicial branch
31 employee. This section does not preclude the use of state-owned motor pool vehicles for state
32 business in accordance with approved guidelines.

1 Sec. 10-307. The funds appropriated in part 1 for the community court pilot project
2 shall be used for the purposes of administering a pilot program of neighborhood-focused
3 community courts. The state court administrative office shall work collaboratively with the
4 designated courts when establishing the community courts.

5 Sec. 10-308. (1) From the funds appropriated in part 1 for drug treatment courts,
6 \$1,000,000.00 shall be administered by the state court administrative office to distribute to
7 qualifying counties to support a swift-and-sure sanctions pilot program. A qualifying county
8 shall apply to the state court administrative office for a portion of the funds appropriated
9 in part 1.

10 (2) A qualifying county that receives funding under this section shall provide a
11 report on the pilot program to the state budget director, the senate and house appropriations
12 subcommittees on the judiciary, and the senate and house fiscal agencies. The report shall
13 include all of the following:

14 (a) The number of offenders who participate in the pilot program.

15 (b) The criminal history of offenders who participate in the pilot program.

16 (c) The recidivism rate of offenders who participate in the pilot program, including
17 the rate of return to jail, prison, or both.

18 (d) A detailed description of the establishment and parameters of the pilot program.

19 (3) As used in this section:

20 (a) "Pilot program" means a swift-and-sure sanctions pilot program.

21 (b) "Qualifying county" means a county that has both of the following:

22 (i) A drug treatment court.

23 (ii) A unified trial court system or concurrent jurisdiction plan.

24 Sec. 10-309. If Byrne formula grant funding is awarded to the state appellate defender
25 office the state appellate defender office may receive and expend Byrne formula grant funds
26 in an amount not exceeding \$250,000.00 as an interdepartmental grant from the department of
27 state police.

28
29 **ONE-TIME BASIS ONLY**

30 Sec. 10-401. For the state fiscal year ending September 30, 2013, there is
31 appropriated, on a 1-time basis only, \$636,900.00 from general fund/general purpose revenue
32 and related federal and state restricted revenue for the following purposes:

1	State employee lump sum payments	\$ 827,200
2	GROSS APPROPRIATION	\$ 827,200
3	Appropriated from:	
4	Interdepartmental grant revenues	9,100
5	Federal revenues	51,200
6	Local revenues	78,600
7	Private revenues	8,200
8	State restricted revenues	43,200
9	State general fund/general purpose	636,900

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14 **Article 11**

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16 **LEGISLATURE**
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26 PART 1

27 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

28 Sec. 11-101. Subject to the conditions set forth in this article, the amounts listed
29 in this part for the legislature are appropriated for the fiscal year ending September 30,
30 2013, and are anticipated to be appropriated for the fiscal year ending September 30, 2014,
31 from the funds indicated in this part. The following is a summary of the appropriations and
32 anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	LEGISLATURE		
2	APPROPRIATION SUMMARY		
3	GROSS APPROPRIATION.....	\$ 127,939,300	\$ 128,440,400
4	Total interdepartmental grants and		
5	intradepartmental transfers.....	3,733,100	3,842,500
6	ADJUSTED GROSS APPROPRIATION	\$ 124,206,200	\$ 124,597,900
7	Total federal revenues	0	0
8	Total local revenues	0	0
9	Total private revenues	400,000	400,000
10	Total other state restricted revenues	2,973,400	3,028,100
11	State general fund/general purpose	\$ 120,832,800	\$ 121,169,800
12	Sec. 11-102. LEGISLATURE		
13	Legislature	\$ <u>109,522,500</u>	\$ <u>109,522,500</u>
14	GROSS APPROPRIATION	\$ 109,522,500	\$ 109,522,500
15	Appropriated from:		
16	Private revenues	400,000	400,000
17	State restricted revenues	1,109,800	1,109,800
18	State general fund/general purpose	\$ 108,012,700	\$ 108,012,700
19	<i>Schedule of programs:</i>		
20	Senate	26,946,400	26,946,400
21	Senate automated data processing	2,264,600	2,264,600
22	Senate fiscal agency	3,105,200	3,105,200
23	House of representatives	42,195,600	42,195,600
24	House automated data processing	1,797,900	1,797,900
25	House fiscal agency	3,105,200	3,105,200
26	Legislative council	9,975,200	9,975,200
27	Legislative service bureau automated data processing	1,221,800	1,221,800
28	Worker's compensation	132,600	132,600
29	National association dues	425,000	425,000
30	Legislative corrections ombudsman	624,500	624,500
31	General nonretirement expenses	4,410,000	4,410,000
32	Capitol building	2,680,400	2,680,400

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	<i>Cora Anderson building</i>	8,731,600	8,731,600
2	<i>Farnum building and other properties</i>	1,906,500	1,906,500
3	Sec. 11-103. AUDITOR GENERAL OPERATIONS		
4	Auditor general operations	\$ 18,416,800	\$ 18,917,900
5	GROSS APPROPRIATION	\$ 18,416,800	\$ 18,917,900
6	Appropriated from:		
7	Interdepartmental grant revenues	3,733,100	3,842,500
8	State restricted revenues	1,863,600	1,918,300
9	State general fund/general purpose	\$ 12,820,100	\$ 13,157,100
10	<i>Schedule of programs:</i>		
11	<i>Unclassified positions</i>	313,500	313,500
12	<i>Field operations</i>	18,103,300	18,103,300
13	<i>Active and retiree insurance and pension adjustment</i>	0	501,100

14

15 PART 2

16 PROVISIONS CONCERNING APPROPRIATIONS

17 FISCAL YEAR 2013

18

19 **GENERAL SECTIONS**

20 Sec. 11-201. Pursuant to section 30 of article IX of the state constitution of 1963,

21 total state spending from state resources under part 1 for fiscal year 2012-2013 is

22 \$123,806,200.00 and state spending from state resources to be paid to local units of

23 government for fiscal year 2012-2013 is \$0.00.

24

25 **LEGISLATURE**

26 Sec. 11-301. The senate, the house of representatives, or an agency within the

27 legislative branch may receive, expend, and transfer funds in addition to those authorized in

28 part 1.

29 Sec. 11-302. (1) Funds appropriated in part 1 to an entity within the legislative

30 branch shall not be expended or transferred to another account without written approval of

31 the authorized agent of the legislative entity. If the authorized agent of the legislative

32 entity notifies the state budget director of its approval of an expenditure or transfer

1 before the year-end book-closing date for that legislative entity, the state budget director
2 shall immediately make the expenditure or transfer. The authorized legislative entity agency
3 shall be designated by the speaker of the house of representatives for house entities, the
4 senate majority leader for senate entities, and the legislative council for legislative
5 council entities.

6 (2) Funds appropriated within the legislative branch, to a legislative council
7 component, shall not be expended by any agency or other subgroup included in that component
8 without the approval of the legislative council.

9 Sec. 11-303. The senate may charge rent and assess charges for utility costs. The
10 amounts received for rent charges and utility assessments are appropriated to the senate for
11 the renovation, operation, and maintenance of the Farnum building and other properties.

12 Sec. 11-304. The appropriation contained in part 1 for national association dues is to
13 be distributed by the legislative council. From the funding appropriated, \$51,000.00 shall be
14 paid as annual dues to the national conference of commissioners on uniform state laws.

15 Sec. 11-305. (1) The appropriation in part 1 to the legislative council includes funds
16 to operate the legislative parking facilities in the capitol area. The legislative council
17 shall establish rules regarding the operation of the legislative parking facilities.

18 (2) The legislative council shall collect a fee from state employees and the general
19 public using certain legislative parking facilities. The revenues received from the parking
20 fees shall be allocated by the legislative council.

21 Sec. 11-306. The appropriation in part 1 to the legislative council for publication of
22 the Michigan manual is a work project account. The unexpended portion remaining on September
23 30 shall not lapse and shall be carried forward into the subsequent fiscal year for use in
24 paying the associated biennial costs of publication of the Michigan manual.

25 Sec. 11-307. The appropriations in part 1 to the legislative branch, for property
26 management, shall be used to purchase equipment and services for building maintenance in
27 order to ensure a safe and productive work environment. These funds are designated as work
28 project appropriations and shall not lapse at the end of the fiscal year, and shall continue
29 to be available for expenditure until the project has been completed. The total cost is
30 estimated at \$500,000.00, and the tentative completion date is September 30, 2017.

31 Sec. 11-308. The appropriations in part 1 to the legislative branch, for automated
32 data processing, shall be used to purchase equipment, software, and services in order to

1 support and implement data processing requirements and technology improvements. These funds
2 are designated as work project appropriations and shall not lapse at the end of the fiscal
3 year, and shall continue to be available for expenditure until the project has been
4 completed. The total cost is estimated at \$500,000.00, and the tentative completion date is
5 September 30, 2017.

6 Sec. 11-309. In addition to funds appropriated in part 1, the Michigan capitol
7 committee publications save the flags fund account may accept contributions, gifts, bequests,
8 devises, grants, and donations. Those funds that are not expended in the fiscal year ending
9 September 30 shall not lapse at the close of the fiscal year, and shall be carried forward
10 for expenditure in the following fiscal years.

11
12 **AUDITOR GENERAL OPERATIONS**

13 Sec. 11-401. Pursuant to section 53 of article IV of the state constitution of 1963,
14 the auditor general shall conduct audits of the judicial branch. The audits may include the
15 supreme court and its administrative units, the court of appeals, and trial courts.

16 Sec. 11-402. (1) The auditor general shall take all reasonable steps to ensure that
17 certified minority- and women-owned and operated accounting firms, and accounting firms owned
18 and operated by persons with disabilities participate in the audits of the books, accounts,
19 and financial affairs of each principal executive department, branch, institution, agency,
20 and office of this state.

21 (2) The auditor general shall strongly encourage firms with which the auditor general
22 contracts to perform audits of the principal executive departments and state agencies to
23 subcontract with certified minority- and women-owned and operated accounting firms, and
24 accounting firms owned and operated by persons with disabilities.

25 (3) The auditor general shall compile an annual report regarding the number of
26 contracts entered into with certified minority- and women-owned and operated accounting
27 firms, and accounting firms owned and operated by persons with disabilities. The auditor
28 general shall deliver the report to the state budget director and the senate and house of
29 representatives standing committees on appropriations subcommittees on general government by
30 November 1 of each year.

31 Sec. 11-403. From the funds appropriated in part 1 to legislative auditor general, the
32 auditor general's salary and the salaries of the remaining 2.0 full-time equated unclassified

1 positions shall be set by the speaker of the house of representatives, the senate majority
2 leader, the house of representatives minority leader, and the senate minority leader.

3 Sec. 11-404. Any audits, reviews, or investigations requested of the auditor general
4 by the legislature or by legislative leadership, legislative committees, or individual
5 legislators shall include an estimate of the additional costs involved and, when those costs
6 exceed \$50,000.00, should provide supplemental funding. The auditor general shall determine
7 whether to perform those activities in keeping with Audit Directive No. 29, which describes
8 the office of the auditor general's policy on responding to legislative requests.

9

10 **ONE-TIME BASIS ONLY**

11 Sec. 11-501. For the state fiscal year ending September 30, 2013, there is
12 appropriated, on a 1-time basis only, \$184,800.00 from general fund/general purpose revenue
13 and related state restricted revenue for the following purposes:

14 State employee lump sum payments 270,900

15 **GROSS APPROPRIATION \$ 270,900**

16 Appropriated from:

17 Interdepartmental grant revenues 59,000

18 State restricted revenues 27,100

19 State general fund/general purpose 184,800

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14 **Article 12**

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16 **DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS**
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26 PART 1

27 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

28 Sec. 12-101. Subject to the conditions set forth in this article, the amounts listed
29 in this part for the department of licensing and regulatory affairs are appropriated for the
30 fiscal year ending September 30, 2013, and are anticipated to be appropriated for the fiscal
31 year ending September 30, 2014, from the funds indicated in this part. The following is a
32 summary of the appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	57.5	57.5
4	Full-time equated classified positions.....	4,362.3	4,362.3
5	GROSS APPROPRIATION	\$ 827,476,800	\$ 840,005,800
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	13,333,400	13,773,700
8	ADJUSTED GROSS APPROPRIATION	\$ 814,143,400	\$ 826,232,100
9	Total federal revenues	388,025,200	395,184,100
10	Total local revenues	7,159,900	7,159,900
11	Total private revenues	5,427,800	5,427,800
12	Total other state restricted revenues	378,137,100	382,510,900
13	State general fund/general purpose	\$ 35,393,400	\$ 35,949,400
14	Sec. 12-102. DEPARTMENTAL ADMINISTRATION		
15	Full-time equated unclassified positions.....	57.5	57.5
16	Full-time equated classified positions.....	131.0	131.0
17	Departmental administration	\$ <u>46,786,000</u>	\$ <u>59,315,000</u>
18	GROSS APPROPRIATION	\$ 46,786,000	\$ 59,315,000
19	Appropriated from:		
20	Interdepartmental grant revenues	0	440,300
21	Federal revenues	18,343,300	25,502,200
22	Local revenues	130,900	130,900
23	Private revenues	200,000	200,000
24	State restricted revenues	26,067,600	30,441,400
25	State general fund/general purpose	\$ 2,044,200	\$ 2,600,200
26	<i>Schedule of programs</i>		
27	<i>Unclassified salaries</i>	<i>4,595,900</i>	<i>4,595,900</i>
28	<i>Executive director programs</i>	<i>5,678,300</i>	<i>5,678,300</i>
29	<i>Administrative services</i>	<i>10,655,400</i>	<i>10,655,400</i>
30	<i>Office of regulatory reinvention</i>	<i>415,800</i>	<i>415,800</i>
31	<i>Property management</i>	<i>12,495,200</i>	<i>12,495,200</i>
32	<i>Rent</i>	<i>12,032,200</i>	<i>12,032,200</i>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Worker's compensation	713,200	713,200
2	Special project advances	200,000	200,000
3	Active and retiree insurance and pension adjustment	0	12,529,000
4	Sec. 12-103. OFFICE OF FINANCIAL AND INSURANCE REGULATION		
5	Full-time equated classified positions.....	377.0	377.0
6	Office of financial and insurance regulation	\$ 64,512,600	\$ 64,512,600
7	GROSS APPROPRIATION	\$ 64,512,600	\$ 64,512,600
8	Appropriated from:		
9	Federal revenues	2,000,000	2,000,000
10	State restricted revenues	62,512,600	62,512,600
11	State general fund/general purpose	\$ 0	\$ 0
12	Schedule of programs:		
13	Office of financial and insurance regulation	64,512,600	64,512,600
14	Sec. 12-104. PUBLIC SERVICE COMMISSION		
15	Full-time equated classified positions.....	195.0	195.0
16	Public service commission	\$ 29,632,400	\$ 29,632,400
17	GROSS APPROPRIATION	\$ 29,632,400	\$ 29,632,400
18	Appropriated from:		
19	Federal revenues	899,600	899,600
20	State restricted revenues	28,732,800	28,732,800
21	State general fund/general purpose	\$ 0	\$ 0
22	Schedule of programs:		
23	Public service commission	29,632,400	29,632,400
24	Sec. 12-105. LIQUOR CONTROL COMMISSION		
25	Full-time equated classified positions.....	152.0	152.0
26	Liquor control commission	\$ 18,708,900	\$ 18,708,900
27	GROSS APPROPRIATION	\$ 18,708,900	\$ 18,708,900
28	Appropriated from:		
29	State restricted revenues	18,708,900	18,708,900
30	State general fund/general purpose	\$ 0	\$ 0
31	Schedule of programs:		
32	Liquor control commission	18,708,900	18,708,900

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Sec. 12-106. OCCUPATIONAL REGULATION		
2	Full-time equated classified positions.....	841.3	841.3
3	Occupational regulation	\$ <u>118,077,600</u>	\$ <u>118,077,600</u>
4	GROSS APPROPRIATION	\$ 118,077,600	\$ 118,077,600
5	Appropriated from:		
6	Interdepartmental grant revenues	100,000	100,000
7	Federal revenues	20,618,300	20,618,300
8	Private revenues	200,000	200,000
9	State restricted revenues	89,995,000	89,995,000
10	State general fund/general purpose	\$ 7,164,300	\$ 7,164,300
11	<i>Schedule of programs:</i>		
12	<i>Bureau of fire services</i>	<i>7,056,000</i>	<i>7,056,000</i>
13	<i>Bureau of construction codes</i>	<i>26,092,300</i>	<i>26,092,300</i>
14	<i>Bureau of commercial services</i>	<i>21,299,300</i>	<i>21,299,300</i>
15	<i>Bureau of health professions</i>	<i>33,617,000</i>	<i>33,617,000</i>
16	<i>Bureau of health systems</i>	<i>30,013,000</i>	<i>30,013,000</i>
17	Sec. 12-107. MICHIGAN OCCUPATIONAL SAFETY AND HEALTH ADMINISTRATION		
18	Full-time equated classified positions.....	262.0	262.0
19	Michigan occupational safety and health administration. \$	<u>34,011,300</u>	<u>34,011,300</u>
20	GROSS APPROPRIATION	\$ 34,011,300	\$ 34,011,300
21	Appropriated from:		
22	Federal revenues	14,371,900	14,371,900
23	State restricted revenues	19,619,100	19,619,100
24	State general fund/general purpose	\$ 20,300	\$ 20,300
25	<i>Schedule of programs:</i>		
26	<i>Occupational safety and health</i>	<i>34,011,300</i>	<i>34,011,300</i>
27	Sec. 12-108. EMPLOYMENT SERVICES		
28	Full-time equated classified positions.....	2,157.6	2,157.6
29	Employment services	\$ <u>283,090,500</u>	\$ <u>283,090,500</u>
30	GROSS APPROPRIATION	\$ 283,090,500	\$ 283,090,500
31	Appropriated from:		
32	Federal revenues	245,665,000	245,665,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Local revenues	529,000	529,000
2	Private revenues	927,800	927,800
3	State restricted revenues	17,322,200	17,322,200
4	State general fund/general purpose	\$ 18,646,500	\$ 18,646,500
5	<i>Schedule of programs:</i>		
6	Workers compensation administration	8,466,100	8,466,100
7	Insurance funds administration	5,138,900	5,138,900
8	Unemployment insurance agency	160,461,900	160,461,900
9	Commission for the blind	27,748,900	27,748,900
10	Michigan rehabilitation services	77,290,200	77,290,200
11	Employment and labor relations	3,984,500	3,984,500
12	Sec. 12-109. MICHIGAN ADMINISTRATIVE HEARING SYSTEM		
13	Full-time equated classified positions.....	246.4	246.4
14	Michigan administrative hearing system	\$ 39,253,300	\$ 39,253,300
15	GROSS APPROPRIATION	\$ 39,253,300	\$ 39,253,300
16	Appropriated from:		
17	Interdepartmental grant revenues	13,233,400	13,233,400
18	Federal revenues	12,083,400	12,083,400
19	State restricted revenues	12,923,800	12,923,800
20	State general fund/general purpose	\$ 1,012,700	\$ 1,012,700
21	<i>Schedule of programs:</i>		
22	Michigan administrative hearing system	35,418,100	35,418,100
23	Michigan compensation appellate commission	3,835,200	3,835,200
24	Sec. 12-110. INFORMATION TECHNOLOGY		
25	Information technology	\$ 45,310,200	\$ 45,310,200
26	GROSS APPROPRIATION	\$ 45,310,200	\$ 45,310,200
27	Appropriated from:		
28	Federal revenues	26,113,800	26,113,800
29	State restricted revenues	19,131,200	19,131,200
30	State general fund/general purpose	\$ 65,200	\$ 65,200
31	<i>Schedule of programs:</i>		
32	Information technology services and projects	45,310,200	45,310,200

Sec. 12-111. DEPARTMENT GRANTS

Department grants	\$ 148,094,000	\$ 148,094,000
GROSS APPROPRIATION	\$ 148,094,000	\$ 148,094,000
Appropriated from:		
Federal revenues	47,929,900	47,929,900
Local revenues	6,500,000	6,500,000
Private revenues	4,100,000	4,100,000
State restricted revenues	83,123,900	83,123,900
State general fund/general purpose	\$ 6,440,200	\$ 6,440,200
<i>Schedule of programs</i>		
Personal assistance services	459,500	459,500
Vocational rehabilitation customer support	57,328,400	57,328,400
Independent living	4,488,600	4,488,600
Fire protection grants	9,273,900	9,273,900
Liquor law enforcement grants	6,600,000	6,600,000
Remonumentation grants	5,300,000	5,300,000
Private grant programs	3,000,000	3,000,000
Subregional libraries state aid	451,800	451,800
Utility consumer representation	950,000	950,000
Home heating assistance for the vulnerable	60,000,000	60,000,000
Youth low-vision	241,800	241,800

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

GENERAL SECTIONS

Sec. 12-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2012-2013 is \$413,530,500.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is \$21,625,700.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

1 DEPARTMENT OF LICENSING AND REGULATORY AFFAIRS

2 Department grants	\$	<u>21,625,700</u>
3 TOTAL	\$	21,625,700

4 Sec. 12-202. As used in this article:

5 (a) "Department" means the department of licensing and regulatory affairs.

6 (b) "Director" means the director of the department.

7 (c) "DOL" means the United States department of labor.

8 (d) "Fiscal agencies" means Michigan house fiscal agency and Michigan senate fiscal
9 agency.

10 (e) "Subcommittees" means all members of the subcommittees of the house and senate
11 appropriations committees with jurisdiction over the budget for the department.

12 Sec. 12-203. The department may carry into the succeeding fiscal year unexpended federal
13 pass-through funds to local institutions and governments that do not require additional state
14 matching funds. Federal pass-through funds to local institutions and governments that are
15 received in amounts in addition to those included in part 1 and that do not require
16 additional state matching funds are appropriated for the purposes intended. Within 14 days
17 after the receipt of federal pass-through funds, the department shall notify the house and
18 senate chairpersons of the subcommittees, the fiscal agencies, and the state budget director
19 of pass-through funds appropriated under this section.

20 Sec. 12-204. Funds appropriated in part 1 shall not be used by a principal executive
21 department, state agency, or authority to hire a person to provide legal services that are
22 the responsibility of the attorney general. This prohibition does not apply to legal services
23 for bonding activities and for those outside services that the attorney general authorizes.

24 Sec. 12-205. (1) In addition to the funds appropriated in part 1, there is
25 appropriated an amount not to exceed \$45,000,000.00 for federal contingency funds. These
26 funds are not available for expenditure until they have been transferred to another line item
27 in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL
28 18.1393.

29 (2) In addition to the funds appropriated in part 1, there is appropriated an amount
30 not to exceed \$31,000,000.00 for state restricted contingency funds. These funds are not
31 available for expenditure until they have been transferred to another line item in this
32 article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$8,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$600,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 12-206. (1) The department shall sell documents at a price not to exceed the cost of production and distribution. Money received from the sale of these documents shall revert to the department. In addition to the funds appropriated in part 1, these funds are available for expenditure when they are received by the department of treasury and may only be used for costs directly related to the continued updating and distribution of the documents pursuant to this section. This subsection applies only for the following documents:

(a) Corporation and securities division documents, reports, and papers required or permitted by law pursuant to section 1060(5) of the business corporation act, 1972 PA 284, MCL 450.2060.

(b) The subdivision control manual, the state boundary commission operations manual, and other local government assistance manuals.

(c) The Michigan liquor control code of 1998, 1998 PA 58, MCL 436.1101 to 436.2303.

(d) The mobile home commission act, 1987 PA 96, MCL 125.2301 to 125.2349; the business corporation act, 1972 PA 284, MCL 450.1101 to 450.2098; the nonprofit corporation act, 1982 PA 162, MCL 450.2101 to 450.3192; and the uniform securities act (2002), 2008 PA 551, MCL 451.2101 to 451.2703.

(e) Worker's compensation health care services rules.

(f) Construction code manuals.

(g) Copies of transcripts from administrative law hearings.

(2) In addition to the funds appropriated in part 1, funds collected by the department under sections 55, 57, 58, and 59 of the administrative procedures act of 1969, 1969 PA 306, MCL 24.255, 24.257, 24.258, and 24.259, and section 203 of the legislative council act, 1986 PA 268, MCL 4.1203, are appropriated for all expenses necessary to provide for the cost of publication and distribution. The funds appropriated under this section are allotted for

expenditure when they are received by the department of treasury and shall not lapse to the general fund at the end of the fiscal year.

Sec. 12-207. Unless prohibited by law, the department may accept credit card or other electronic means of payment for licenses, fees, or permits.

REGULATORY AND CONSUMER PROTECTION

Sec. 12-301. Money appropriated under this article for the bureau of fire services shall not be expended unless, in accordance with section 2c of the fire prevention code, 1941 PA 207, MCL 29.2c, inspection and plan review fees will be charged according to the following schedule:

Operation and maintenance inspection fee

<u>Facility type</u>	<u>Facility size</u>	<u>Fee</u>
Hospitals	Any	\$10.50 per bed

Plan review and construction inspection fees for hospitals and schools

<u>Project cost range</u>	<u>Fee</u>
\$101,000.00 or less	minimum fee of \$195.00
\$101,001.00 to \$1,500,000.00	\$2.00 per \$1,000.00
\$1,500,001.00 to \$10,000,000.00	\$1.65 per \$1,000.00
\$10,000,001.00 or more	\$1.40 per \$1,000.00
	or a maximum fee of \$75,000.00.

Sec. 12-302. The funds collected by the department for licenses, permits, and other elevator regulation fees set forth in the Michigan administrative code and as determined under section 8 of 1976 PA 333, MCL 338.2158, and section 16 of 1967 PA 227, MCL 408.816, that are unexpended at the end of the fiscal year shall carry forward to the subsequent fiscal year.

Sec. 12-303. The department may make available to interested entities otherwise unavailable customized listings of nonconfidential information in its possession, such as names and addresses of licensees. The department may establish and collect a reasonable charge to provide this service. The revenue collected from this service shall be used to offset expenses to provide the service. Any balance of this revenue collected and unexpended at the end of the fiscal year shall revert to the appropriate restricted fund.

1 Sec. 12-304. If the revenue collected by the department from licensing and regulation
2 fees collected by the bureau of commercial services exceeds the amount expended from
3 appropriations in part 1, the revenue may be carried forward into the subsequent fiscal year.
4 The revenue carried forward under this section shall be used as the first source of funds in
5 the subsequent fiscal year.

6 Sec. 12-305. In addition to the funds appropriated in part 1, the funds collected by
7 the office of financial and insurance regulation in connection with a conservatorship
8 pursuant to section 32 of the mortgage brokers, lenders, and servicers licensing act, 1987 PA
9 173, MCL 445.1682, and funds collected by the department from corporations being liquidated
10 pursuant to the insurance code of 1956, 1956 PA 218, MCL 500.100 to 500.8302, shall be
11 appropriated for all expenses necessary to provide for the required services. Funds are
12 available for expenditure when they are received by the department of treasury and shall not
13 lapse to the general fund at the end of the fiscal year.

14 Sec. 12-306. If the required fees are shown to be insufficient to offset all expenses
15 of implementing and administering the medical marihuana program, the department shall review
16 and revise the application and renewal fees accordingly to ensure that all expenses of
17 implementing and administering the medical marihuana program are offset as is permitted under
18 section 5 of the Michigan medical marihuana act, 2008 IL 1, MCL 333.26425.

19
20 **EMPLOYMENT SERVICES**

21 Sec. 12-401. Revenue collected by the Michigan commission for the blind and from
22 private and local sources that is unexpended at the end of the fiscal year may carry forward
23 to the subsequent fiscal year.

24 Sec. 12-402. (1) The funds appropriated in part 1 for a regional or subregional
25 library shall not be released until a budget for that regional or subregional library has
26 been approved by the department for expenditures for library services directly serving the
27 blind and persons with disabilities.

28 (2) In order to receive subregional state aid as appropriated in part 1, a regional or
29 subregional library's fiscal agency shall agree to maintain local funding support at the same
30 level in the current fiscal year as in the fiscal agency's preceding fiscal year. If a
31 reduction in expenditures equally affects all agencies in a local unit of government that is
32 the regional or subregional library's fiscal agency, that reduction shall not be interpreted

as a reduction in local support and shall not disqualify a regional or subregional library from receiving state aid under part 1. If a reduction in income affects a library cooperative or district library that is a regional or subregional library's fiscal agency or a reduction in expenditures for the regional or subregional library's fiscal agency, a reduction in expenditures for the regional or subregional library shall not be interpreted as a reduction in local support and shall not disqualify a regional or subregional library from receiving state aid under part 1.

Sec. 12-403. The department may provide and enter into agreements to provide general services, training, meetings, information, special equipment, software, facility use, and technical consulting services to other principal executive departments, state agencies, local units of government, the judicial branch of government, other organizations, and patrons of department facilities. The department may charge fees for these services that are reasonably related to the cost of providing the services. In addition to the funds appropriated in part 1, funds collected by the department for these services are appropriated for all expenses necessary. The funds appropriated under this section are allotted for expenditure when they are received by the department of treasury.

Sec. 12-404. Funds earned or authorized by the DOL in excess of the gross appropriation in part 1 for the unemployment insurance agency from the DOL are appropriated and may be expended for staffing and related expenses incurred in the operation of its programs. These funds may be spent after the department notifies the state budget director and the subcommittees of the purpose and amount of each grant award.

ONE-TIME BASIS ONLY

Sec. 12-501. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$177,500.00 from general fund/general purpose revenue and related federal and state restricted revenue for the following purposes:

State employee lump sum payments	\$ 5,036,800
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GROSS APPROPRIATION	\$ 5,036,800
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Appropriated from:

Interdepartmental grant revenues	163,500
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Federal revenues	2,815,400
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State restricted revenues	1,880,400
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1	State general fund/general purpose	177,500
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14 **Article 13**

15
16 **MILITARY AND VETERANS AFFAIRS**
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26 PART 1

27 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

28 Sec. 13-101. Subject to the conditions set forth in this article, the amounts listed
29 in this part for the department of military and veterans affairs are appropriated for the
30 fiscal year ending September 30, 2013, and are anticipated to be appropriated for the fiscal
31 year ending September 30, 2014, from the funds indicated in this part. The following is a
32 summary of the appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF MILITARY AND VETERANS AFFAIRS		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	7.0	7.0
4	Full-time equated classified positions.....	819.0	819.0
5	GROSS APPROPRIATION	\$ 164,731,300	\$ 155,127,900
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	1,165,800	1,165,800
8	ADJUSTED GROSS APPROPRIATION	\$ 163,565,500	\$ 153,962,100
9	Total federal revenues	98,831,900	91,692,900
10	Total local revenues	765,600	765,600
11	Total private revenues	1,499,500	1,499,500
12	Total other state restricted revenues	30,291,000	27,291,000
13	State general fund/general purpose	\$ 32,177,500	\$ 32,713,100
14	Sec. 13-102. MILITARY		
15	Full-time equated unclassified positions.....	7.0	7.0
16	Full-time equated classified positions.....	284.0	284.0
17	Military	\$ <u>55,739,100</u>	\$ <u>58,135,700</u>
18	GROSS APPROPRIATION	\$ 55,739,100	\$ 58,135,700
19	Appropriated from:		
20	Interdepartmental grant revenues	1,000,000	1,000,000
21	Federal revenues	40,541,000	42,402,000
22	State restricted revenues	901,200	901,200
23	State general fund/general purpose	\$ 13,296,900	\$ 13,832,500
24	<i>Schedule of programs:</i>		
25	<i>Headquarters and armories</i>	<i>11,958,800</i>	<i>11,958,800</i>
26	<i>Unclassified military personnel</i>	<i>1,165,000</i>	<i>1,165,000</i>
27	<i>Military appeals tribunal</i>	<i>900</i>	<i>900</i>
28	<i>State active duty</i>	<i>100,100</i>	<i>100,100</i>
29	<i>Homeland security</i>	<i>1,000,000</i>	<i>1,000,000</i>
30	<i>Military training site and support facilities</i>	<i>30,065,500</i>	<i>30,065,500</i>
31	<i>Military training sites and support facilities</i>		
32	<i>test projects</i>	<i>100,000</i>	<i>100,000</i>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Departmentwide accounts	1,869,100	1,869,100
2	Special maintenance - state	3,051,200	3,051,200
3	Special maintenance - federal	5,300,000	5,300,000
4	Counter narcotic operations	50,000	50,000
5	Information technology services and projects	1,078,500	1,078,500
6	Active and retiree insurance and pension adjustment	0	2,396,600
7	Sec. 13-103. VETERANS AND COMMUNITY OUTREACH		
8	Full-time equated classified positions.....	34.0	34.0
9	Veterans and community outreach	\$ 16,190,000	\$ 16,190,000
10	GROSS APPROPRIATION	\$ 16,190,000	\$ 16,190,000
11	Appropriated from:		
12	Interdepartmental grant revenues	165,800	165,800
13	Federal revenues	4,973,400	4,973,400
14	Local revenues	765,600	765,600
15	Private revenues	959,500	959,500
16	State restricted revenues	5,766,500	5,766,500
17	State general fund/general purpose	\$ 3,559,200	\$ 3,559,200
18	Schedule of programs:		
19	Veterans advice, advocacy, and assistance grants ...	2,904,600	2,904,600
20	Veterans' affairs directorate administration	649,600	649,600
21	Veterans' trust fund administration	1,420,000	1,420,000
22	Veterans' trust fund grants	3,746,500	3,746,500
23	Michigan emergency volunteers	5,000	5,000
24	ChalleNGe program	4,542,300	4,542,300
25	Military family relief fund	600,000	600,000
26	Starbase grant	2,322,000	2,322,000
27	Sec. 13-104. HOMES		
28	Full-time equated classified positions.....	501.0	501.0
29	Homes	\$ 65,552,200	\$ 65,552,200
30	GROSS APPROPRIATION	\$ 65,552,200	\$ 65,552,200
31	Appropriated from:		
32	Federal revenues	29,317,500	29,317,500

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Private revenues	540,000	540,000
2	State restricted revenues	20,373,300	20,373,300
3	State general fund/general purpose	\$ 15,321,400	\$ 15,321,400
4	<i>Schedule of programs:</i>		
5	Grand Rapids veterans' home	46,516,500	46,516,500
6	Grand Rapids board of managers	665,000	665,000
7	D.J. Jacobetti veterans' home	18,095,700	18,095,700
8	D.J. Jacobetti board of managers	275,000	275,000
9	Sec. 13-105. CAPITAL OUTLAY		
10	Capital outlay	\$ 27,250,000	\$ 15,250,000
11	GROSS APPROPRIATION	\$ 27,250,000	\$ 15,250,000
12	Appropriated from:		
13	Federal revenues	24,000,000	15,000,000
14	State restricted revenues	3,250,000	250,000
15	State general fund/general purpose	\$ 0	\$ 0
16	<i>Schedule of programs:</i>		
17	Special maintenance, remodeling and additions	15,000,000	15,000,000
18	Land acquisitions and appraisals	250,000	250,000
19	Flint armory replacement	12,000,000	0

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

GENERAL SECTIONS

Sec. 13-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2012-2013 is \$62,468,500.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is \$120,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF MILITARY AND VETERANS AFFAIRS

Military	\$	70,000
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Veterans and Community Outreach \$ 50,000
TOTAL \$ 120,000

Sec. 13-202. As used in this article:

(a) "Department" means the department of military and veterans affairs.

(b) "Large veterans service organization" means a VSO that can certify that its membership exceeds 30,000 individuals.

(c) "Medium veterans service organization" means a VSO that can certify that its membership is between 2,500 and 30,000 individuals.

(d) "Small veterans service organization" means a VSO that can certify that its membership is between 1,000 and 2,499 individuals.

(e) "VSO" means veterans service organization.

Sec. 13-203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$10,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 13-204. (1) Notwithstanding any other provision of this article, the schedule of programs in part 1 lists programs which may, but are not required to be, funded under this article.

(2) Notwithstanding any other provisions of this article, the schedule of revenue

1 sources in part 1 may or may not be received from the funding entities listed.

2 (3) Any funding required by statute is not subject to funding flexibility and shall be
3 funded in accordance with that statute.

4 Sec. 13-205. The department shall provide the following data to the appropriate senate
5 and house appropriations subcommittees on an annual basis:

6 (a) Using information received from the grant recipients in section 401 of this part,
7 a progress report on metric requirements, copies of certified financial audits and tax
8 reports of grant recipients, a listing from grant recipients of expenditures by spending
9 category, including a listing of individual salaries of each officer and administrative
10 staff, a listing of volunteer hours including the hours, series, and donations provided to
11 residents of the Grand Rapids veterans' home and the D.J. Jacobetti veterans' home. The
12 department shall provide within the report a specific notification whether any veterans grant
13 recipients failed to comply with established reporting requirements.

14 (b) The Grand Rapids veterans' home and the D.J. Jacobetti veterans' home shall
15 produce a report including an accounting of member populations and bed space available, a
16 description and accounting of services and activities provided to members, financial
17 information, and current state nursing home licensure status.

18 (c) A detailed report of the Michigan veteran's trust fund that includes information
19 on grants provided from the emergency grant program, including details concerning the
20 methodology of allocations, the selection of emergency grant program authorized agents, and a
21 detailed breakdown of trust fund expenditures for that year. The report shall also provide an
22 update on the department's efforts to reduce program administrative costs and maintain the
23 Michigan veterans' trust fund corpus to its original amount of at least \$50,000,000.00.

24 Sec. 13-206. The appropriations in part 1 are for the core services, support services,
25 and work projects of the department, including, but not limited to, the following core
26 services: armories and joint forces readiness, maintenance and operation of army national
27 guard training facilities, operation and maintenance of air national guard air bases,
28 veterans affairs directorate and administration of the veterans trust fund, administration
29 and oversight of veterans advice, advocacy, and assistance grants, training support for
30 county veterans counselors, administration of the military family relief fund, the Michigan
31 youth challenge academy program, and the administration of the Grand Rapids veterans' home
32 and the D.J. Jacobetti veterans' home.

1 Sec. 13-207. Funds appropriated in part 1 shall not be used by a principal executive
2 department, state agency, or authority to hire a person to provide legal services that are
3 the responsibility of the attorney general. This prohibition does not apply to legal services
4 for bonding activities and for those outside services that the attorney general authorizes.

5
6 **MILITARY**

7 Sec. 13-301. (1) The department shall operate and maintain national guard armories.

8 (2) Using individual facility assessments, the department shall improve the adequacy
9 of utilities and infrastructure of the armories. The department shall improve quality rating
10 at the armory facilities based on the number of faults corrected and dollars available
11 (spent) during the fiscal year.

12 Sec. 13-302. (1) The department shall provide army national guard forces, when
13 directed, for state and local emergencies and in support of national military requirements,
14 and operate and maintain army national guard training facilities, including Fort Custer and
15 Camp Grayling.

16 (2) Using individual facility assessments, the department shall improve the adequacy
17 of utilities and infrastructure of the army bases. The department shall improve quality
18 rating at the army base facilities based on the number of faults corrected and dollars
19 available (spent) during the fiscal year.

20 Sec. 13-303. (1) The department shall provide air national guard forces, when
21 directed, for state and local emergencies and in support of national military requirements,
22 and operate and maintain air national guard bases, including Selfridge air national guard
23 base, Battle Creek air national guard base, and Alpena combat readiness training center.

24 (2) Using individual facility assessments, the department shall improve the adequacy
25 of utilities and infrastructure of the military training sites and support facilities. The
26 department shall improve quality rating at the facilities based on the number of faults
27 corrected and dollars available (spent) during the fiscal year.

28
29 **VETERANS AND COMMUNITY OUTREACH**

30 Sec. 13-401. Grant recipients in section 402 of this part shall submit a report to the
31 department on the number of claims filed for veterans in this state with the United States
32 department of veterans affairs and the number of actual claims awarded.

1 Sec. 13-402. (1) The department shall provide advice, advocacy, and assistance
2 services to Michigan veterans.

3 (2) The department shall maintain the staffing and resources necessary to develop and
4 operate a program that will provide benefits counseling and representation to veterans of
5 this state for the purpose of assisting veterans to obtain United States department of
6 veteran affairs health, financial, and memorial benefits for which they are eligible.

7 (3) The department shall create a 5-member advisory board consisting of
8 presidents/commanders from 2 large veterans service organizations, 2 medium veterans service
9 organizations, and 1 small veterans service organization. The board shall meet no less than
10 twice a year, without reimbursement by the department, and have the following duties:

11 (a) Assist the department in establishing criteria for grant awards. The department,
12 while utilizing advice provided by the board in establishing grant criteria, is solely
13 responsible for determination of the amounts and recipients of the grants.

14 (b) Serve as a liaison between the grant recipients, the department, and the
15 legislature.

16 (c) Assist the department in developing plans, reviewing service delivery, and
17 identifying goals to better assist veterans in applying for and receiving benefits from the
18 federal, state, and local governments.

19 (d) Provide a forum regarding veterans' issues, including suggesting changes in
20 department programs that address veterans' changing needs.

21 (4) Of the appropriation in part 1 for veterans advice, advocacy, and assistance,
22 grants shall be distributed by the department in the form of 5 grants for the period
23 beginning October 1, 2012, including 1 specialized grant. The specialized grant shall be
24 awarded to a group specializing in advocacy for paralyzed veterans.

25 (5) Money used for grants shall be used only for salaries, wages, related personnel
26 costs, in-state training, and equipment for accredited veteran service advocacy officers and
27 necessary support and managerial staff.

28 (6) The department shall take steps to improve the coordination of veterans' benefits
29 counseling in the state to maximize the effective and efficient use of taxpayer dollars in
30 this goal and to ensure that every veteran is served.

31 (7) The department shall increase its responsibility in the administration,
32 management, oversight, and outreach of the delivery of services to veterans by working with

1 grant recipients, the veterans advisory board, county veterans counselors, and
2 representatives from the Michigan veterans trust fund to identify, implement, and evaluate
3 steps to do all the following:

4 (a) Maximize the coordination between all organizations that assist veterans and
5 identify areas of redundancy in services to consolidate.

6 (b) Increase the percentage of veterans in this state who become aware of their
7 eligibility for service-connected disability or pension benefits from the United States
8 department of veterans affairs.

9 (c) Improve national standing with regard to veterans affairs benefits granted per
10 veteran.

11 (d) Expand training opportunities for veteran service organization service officers.

12 (e) Increase the percentage of veterans in this state who become aware of their
13 eligibility for enrollment in the veterans affairs health care system.

14 (f) Publicize the availability, benefit, and value of burial in the Fort Custer and
15 Great Lakes national cemeteries.

16 Sec. 13-403. (1) The Michigan veterans' trust fund board together with the department
17 shall provide emergency grants for disbursement from the Michigan veterans' trust fund.

18 (2) The Michigan veterans' trust fund board together with the department shall
19 maintain the staffing and resources necessary to provide outreach to veterans who may need
20 and qualify for veterans trust fund emergency grants.

21 (3) The Michigan veterans' trust fund board shall work to increase the percentage of
22 grant applications that are approved and received by eligible families by 5% over those
23 approved and received by eligible families in fiscal year 2010-2011.

24 Sec. 13-404. (1) The department shall provide grants for disbursement from the
25 military family relief fund.

26 (2) The department shall maintain the staffing and resources necessary to provide
27 outreach to the Michigan families of active members of the armed forces.

28 (3) The department shall work to increase the percentage of military family relief
29 grant applications that are approved and received by eligible families by 5% over those
30 approved and received by eligible families in fiscal year 2010-2011.

31 Sec. 13-405. (1) The department shall provide training support for county veterans
32 counselors.

(2) The department shall provide resources necessary to provide county veterans counselors with training to ensure quality services to veterans.

(3) The department shall work with counties towards the goal of having at least 1 county veterans counselor in every county in this state.

(4) The Michigan veterans' affairs directorate administration and the Michigan veterans' trust fund administration shall take steps to assist the county veterans counselors of this state to obtain training necessary for the execution of their duties.

Sec. 13-406. (1) The department shall maintain the Michigan Youth Challenge Academy to provide values, skills, education, and self-discipline instruction for at-risk youth.

(2) The department shall ensure that at least 65% of the cadets who enroll in the Michigan Youth Challenge Academy meet the requirement for graduation from the academy.

(3) The department shall ensure that at least 65% of the cadets who enroll in the Michigan Youth Challenge Academy take the general educational development exam and that at least 70% of those taking the exam earn a passing grade.

(4) The department shall ensure that less than 3% of cadets who enroll in the Michigan Youth Challenge Academy enter the correctional system within 5 years of graduation from the academy.

(5) The department shall take steps to recruit candidates to the Challenge program from economically disadvantaged areas, including those with low-income and high-unemployment backgrounds.

(6) The department shall partner with the department of human services to identify youth who may be eligible for the Challenge program from those youth served by the department of human services programs. Those eligible youth shall be given priority for enrollment in the program.

(7) The funds appropriated in this article for private donations to the Michigan Youth Challenge program shall be considered state restricted revenue, and unexpended funds remaining at the close of the fiscal year shall not lapse to the general fund but shall be carried forward to the subsequent fiscal year.

HOMES

Sec. 13-501. (1) The department shall provide compassionate, quality interdisciplinary care at the state's Grand Rapids and D.J. Jacobetti veterans' homes so that members can

1 achieve their highest potential of wellness, independence, self-worth, and dignity.

2 (2) The money appropriated in this article for the boards of managers may be expended
3 for facility improvements, the purchase and repair of equipment and furnishings, member
4 services, and other purposes that benefit the Grand Rapids and D.J. Jacobetti veterans'
5 homes.

6 (3) Appropriations in this article for the Grand Rapids and D.J. Jacobetti veterans'
7 homes shall not be used for any purpose other than for veterans and veterans' families.

8 (4) Any contractor providing competency evaluated nursing assistants (CENA) to the
9 Grand Rapids and D.J. Jacobetti veterans' homes shall ensure that each CENA has at least 8
10 hours of training on information provided by the veterans' home.

11 (5) Any contractor providing competency evaluated nursing assistants to the Grand
12 Rapids and D.J. Jacobetti veterans' homes shall ensure that each CENA has at least 1 eight-
13 hour shift of shadowing at the veterans' home.

14 (6) Any contractor providing competency evaluated nursing assistants to the Grand
15 Rapids and D.J. Jacobetti veterans' homes shall ensure that each CENA is competent in
16 the basic skills needed to perform his or her assigned duties at the veterans' home.

17 (7) Any contractor providing competency evaluated nursing assistants to the Grand
18 Rapids and D.J. Jacobetti veterans' homes shall ensure that each CENA has at least 1 year of
19 experience in long-term care.

20 (8) The Grand Rapids and D.J. Jacobetti veterans' homes shall provide each CENA at
21 least 12 hours of in-service training once that individual has been assigned to the veterans'
22 home.

23 (9) The Grand Rapids and D.J. Jacobetti veterans' homes shall ensure that care
24 services are provided to each resident of the veterans' homes in accordance with standards
25 set by the United States department of veterans' affairs.

26
27 **CAPITAL OUTLAY**

28 Sec. 13-601. (1) The director shall allocate lump-sum appropriations made in this
29 article consistent with statutory provisions and the purposes for which funds were
30 appropriated. Lump-sum allocations shall address priority program or facility needs and may
31 include, but are not limited to, design, construction, remodeling and addition, special
32 maintenance, major special maintenance, energy conservation, and demolition.

(2) The state budget director may authorize that funds appropriated for lump-sum appropriations shall be available for no more than 3 fiscal years following the fiscal year in which the original appropriation was made. Any remaining balance from allocations made in this section shall lapse to the fund from which it was appropriated pursuant to the lapsing of funds as provided in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 13-602. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

ONE-TIME BASIS ONLY

Sec. 13-701. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$2,555,900.00 from general fund/general purpose revenue and related federal and state restricted revenue for the following purposes:

State employee lump sum payments	\$ 707,900
Special maintenance	<u>2,400,000</u>
GROSS APPROPRIATION	\$ 3,107,900
Appropriated from:	
Interdepartmental grant revenues	700
Federal revenues	407,500
Local revenues	3,600
Private revenues	4,200
State restricted revenues	136,000
State general fund/general purpose	2,555,900

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14 **Article 14**

15
16 **DEPARTMENT OF NATURAL RESOURCES**
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26 **PART 1**

27 **LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

28 Sec. 14-101. Subject to the conditions set forth in this article, the amounts listed
29 in this part for the department of natural resources are appropriated for the fiscal year
30 ending September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014, from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

1	DEPARTMENT OF NATURAL RESOURCES			
2	APPROPRIATION SUMMARY			
3	Full-time equated unclassified positions.....	6.0		6.0
4	Full-time equated classified positions.....	2,146.5		2,146.5
5	GROSS APPROPRIATION	\$ 337,869,500	\$	339,958,500
6	Total interdepartmental grants and			
7	intradepartmental transfers.....	2,015,900		2,015,900
8	ADJUSTED GROSS APPROPRIATION	\$ 335,853,600	\$	337,942,600
9	Total federal revenues	66,342,500		66,342,500
10	Total local revenues	0		0
11	Total private revenues	7,223,700		7,223,700
12	Total other state restricted revenues	242,745,700		244,532,200
13	State general fund/general purpose	\$ 19,541,700	\$	19,844,200
14	Sec. 14-102. EXECUTIVE OPERATIONS			
15	Full-time equated unclassified positions.....	6.0		6.0
16	Full-time equated classified positions.....	11.6		11.6
17	Executive operations	\$ 2,440,700	\$	7,951,900
18	GROSS APPROPRIATION	\$ 2,440,700	\$	7,951,900
19	Appropriated from:			
20	State restricted revenues	2,174,800		7,383,500
21	State general fund/general purpose	\$ 265,900	\$	568,400
22	<i>Schedule of programs:</i>			
23	<i>Unclassified salaries</i>	<i>303,800</i>		<i>303,800</i>
24	<i>Active and retiree insurance and pension adjustment</i>	<i>0</i>		<i>5,511,200</i>
25	<i>Executive direction</i>	<i>2,059,800</i>		<i>2,059,800</i>
26	<i>Natural Resources Commission</i>	<i>77,100</i>		<i>77,100</i>
27	Sec. 14-103. DEPARTMENT INITIATIVES			
28	Department initiatives	\$ 10,500,000	\$	10,500,000
29	GROSS APPROPRIATION	\$ 10,500,000	\$	10,500,000
30	Appropriated from:			
31	Federal revenues	5,500,000		5,500,000
32	State general fund/general purpose	\$ 5,000,000	\$	5,000,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	<i>Schedule of programs:</i>		
2	Great Lakes restoration initiative	5,500,000	5,500,000
3	Summer youth initiative	5,000,000	5,000,000
4	Sec. 14-104. DEPARTMENT SUPPORT SERVICES		
5	Full-time equated classified positions.....	111.2	111.2
6	Department support services	\$ 26,052,600	\$ 26,052,600
7	GROSS APPROPRIATION	\$ 26,052,600	26,052,600
8	Appropriated from:		
9	Interdepartmental grant revenues	436,500	436,500
10	Federal revenues	225,500	225,500
11	Private revenues	5,000,000	5,000,000
12	State restricted revenues	17,974,800	17,974,800
13	State general fund/general purpose	\$ 2,415,800	\$ 2,415,800
14	<i>Schedule of programs:</i>		
15	Accounting service center	1,382,100	1,382,100
16	Building occupancy charges	2,961,900	2,961,900
17	Finance and operations	15,659,200	15,659,200
18	Gifts and pass-through transactions	5,000,000	5,000,000
19	Rent - privately owned property	488,400	488,400
20	Legal services	561,000	561,000
21	Sec. 14-105. COMMUNICATION AND CUSTOMER SERVICES		
22	Full-time equated classified positions.....	127.3	127.3
23	Communication and customer services	\$ 18,723,800	\$ 18,723,800
24	GROSS APPROPRIATION	\$ 18,723,800	18,723,800
25	Appropriated from:		
26	Federal revenues	2,146,600	2,146,600
27	Private revenues	409,900	409,900
28	State restricted revenues	12,465,400	12,465,400
29	State general fund/general purpose	\$ 3,701,900	\$ 3,701,900
30	<i>Schedule of programs:</i>		
31	Marketing and outreach	13,567,900	13,567,900
32	Michigan historical center	5,155,900	5,155,900

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Sec. 14-106. WILDLIFE DIVISION		
2	Full-time equated classified positions.....	205.5	205.5
3	Wildlife division	\$ <u>31,443,400</u>	\$ <u>31,443,400</u>
4	GROSS APPROPRIATION	\$ 31,443,400	\$ 31,443,400
5	Appropriated from:		
6	Federal revenues	15,964,400	15,964,400
7	Private revenues	180,800	180,800
8	State restricted revenues	13,663,000	13,663,000
9	State general fund/general purpose	\$ 1,635,200	\$ 1,635,200
10	<i>Schedule of programs:</i>		
11	<i>Wildlife management</i>	<i>29,547,700</i>	<i>29,547,700</i>
12	<i>Natural resources heritage</i>	<i>1,145,700</i>	<i>1,145,700</i>
13	<i>State game and wildlife area maintenance</i>	<i>750,000</i>	<i>750,000</i>
14	Sec. 14-107. FISHERIES DIVISION		
15	Full-time equated classified positions.....	221.0	221.0
16	Fisheries division	\$ <u>29,124,600</u>	\$ <u>29,124,600</u>
17	GROSS APPROPRIATION	\$ 29,124,600	\$ 29,124,600
18	Appropriated from:		
19	Federal revenues	11,105,800	11,105,800
20	Private revenues	129,200	129,200
21	State restricted revenues	17,889,600	17,889,600
22	State general fund/general purpose	\$ 0	\$ 0
23	<i>Schedule of programs:</i>		
24	<i>Aquatic resource mitigation</i>	<i>934,800</i>	<i>934,800</i>
25	<i>Fish production</i>	<i>9,115,000</i>	<i>9,115,000</i>
26	<i>Fisheries resource management</i>	<i>19,074,800</i>	<i>19,074,800</i>
27	Sec. 14-108. LAW ENFORCEMENT DIVISION		
28	Full-time equated classified positions.....	228.0	228.0
29	Law enforcement division	\$ <u>29,697,100</u>	\$ <u>29,697,100</u>
30	GROSS APPROPRIATION	\$ 29,697,100	\$ 29,697,100
31	Appropriated from:		
32	Federal revenues	5,634,100	5,634,100

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	State restricted revenues	22,777,600	22,777,600
2	State general fund/general purpose	\$ 1,285,400	\$ 1,285,400
3	<i>Schedule of programs:</i>		
4	General law enforcement	29,697,100	29,697,100
5	Sec. 14-109. PARKS AND RECREATION DIVISION		
6	Full-time equated classified positions.....	809.9	809.9
7	Parks and recreation division	\$ <u>75,474,700</u>	\$ <u>75,474,700</u>
8	GROSS APPROPRIATION	\$ 75,474,700	\$ 75,474,700
9	Appropriated from:		
10	Interdepartmental grant revenues	1,579,400	1,579,400
11	Federal revenues	3,145,300	3,145,300
12	Private revenues	405,800	405,800
13	State restricted revenues	70,344,200	70,344,200
14	State general fund/general purpose	\$ 0	\$ 0
15	<i>Schedule of programs:</i>		
16	MacMullan conference center	1,579,400	1,579,400
17	Recreational boating	16,550,100	16,550,100
18	State parks	56,188,200	56,188,200
19	State park improvement revenue bonds - debt service	1,157,000	1,157,000
20	Sec. 14-110. MACKINAC ISLAND STATE PARK COMMISSION		
21	Full-time equated classified positions.....	37.0	37.0
22	Mackinac Island State Park Commission	\$ <u>1,971,900</u>	\$ <u>1,971,900</u>
23	GROSS APPROPRIATION	\$ 1,971,900	\$ 1,971,900
24	Appropriated from:		
25	State restricted revenues	1,971,900	1,971,900
26	State general fund/general purpose	\$ 0	\$ 0
27	<i>Schedule of programs:</i>		
28	Historical facilities system	1,784,400	1,784,400
29	Mackinac Island park operation	187,500	187,500
30	Sec. 14-111. FOREST MANAGEMENT DIVISION		
31	Full-time equated classified positions.....	395.0	395.0
32	Forest management division	\$ <u>49,926,600</u>	\$ <u>49,926,600</u>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	GROSS APPROPRIATION	\$ 49,926,600	\$ 49,926,600
2	Appropriated from:		
3	Federal revenues	2,987,500	2,987,500
4	Private revenues	998,000	998,000
5	State restricted revenues	42,169,100	42,169,100
6	State general fund/general purpose	\$ 3,772,000	\$ 3,772,000
7	Schedule of programs:		
8	Adopt-a-forest program	25,000	25,000
9	Cooperative resource programs	1,207,300	1,207,300
10	Forest management and timber market development	26,341,500	26,341,500
11	Forest recreation	5,967,400	5,967,400
12	Minerals management	3,200,200	3,200,200
13	Wildfire protection	13,185,200	13,185,200
14	Sec. 14-112. GRANTS		
15	Grants	\$ 34,414,200	\$ 34,414,200
16	GROSS APPROPRIATION	\$ 34,414,200	\$ 34,414,200
17	Appropriated from:		
18	Federal revenues	18,333,300	18,333,300
19	Private revenues	100,000	100,000
20	State restricted revenues	15,630,900	15,630,900
21	State general fund/general purpose	\$ 350,000	\$ 350,000
22	Schedule of programs:		
23	Dam management grant program	350,000	350,000
24	Deer habitat improvement partnership initiative	50,000	50,000
25	Federal - clean vessel act grants	400,000	400,000
26	Federal - forest stewardship grants	3,125,000	3,125,000
27	Federal - land and water conservation fund payments	2,566,900	2,566,900
28	Federal - rural community fire protection	300,000	300,000
29	Federal - urban forestry grants	3,024,000	3,024,000
30	Game and nongame wildlife fund grants	8,900	8,900
31	Grants to communities - federal oil, gas and timber		
32	payments	3,450,000	3,450,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Grants to counties - marine safety	3,647,400	3,647,400
2	National recreational trails	3,900,000	3,900,000
3	Off-road vehicle safety training grants	150,000	150,000
4	Off-road vehicle trail improvement grants	2,957,600	2,957,600
5	Recreation improvement fund grants	918,900	918,900
6	Recreation passport local grants	771,300	771,300
7	Snowmobile law enforcement grants	604,800	604,800
8	Snowmobile local grants program	7,489,400	7,489,400
9	Trail easements	700,000	700,000
10	Sec. 14-113. INFORMATION TECHNOLOGY		
11	Information technology	\$ 9,723,400	\$ 9,723,400
12	GROSS APPROPRIATION	\$ 9,723,400	\$ 9,723,400
13	Appropriated from:		
14	State restricted revenues	8,607,900	8,607,900
15	State general fund/general purpose	\$ 1,115,500	\$ 1,115,500
16	Schedule of programs:		
17	Information technology services and projects	9,723,400	9,723,400
18	Sec. 14-114. CAPITAL OUTLAY		
19	Capital outlay	\$ 18,376,500	\$ 14,954,300
20	GROSS APPROPRIATION	\$ 18,376,500	\$ 14,954,300
21	Appropriated from:		
22	Federal revenues	1,300,000	1,300,000
23	State restricted revenues	17,076,500	13,654,300
24	State general fund/general purpose	\$ 0	\$ 0
25	Schedule of programs:		
26	State parks repair and maintenance	12,125,900	12,125,900
27	Waterways boating program	6,250,600	2,828,400

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

1 **GENERAL SECTIONS**

2 Sec. 14-201. Pursuant to section 30 of article IX of the state constitution of 1963,
3 total state spending from state resources under part 1 for fiscal year 2012-2013 is
4 \$262,287,400.00 and state spending from state resources to be paid to local units of
5 government for fiscal year 2012-2013 is \$6,152,600.00. The itemized statement below
6 identifies appropriations from which spending to local units of government will occur:

7 DEPARTMENT OF NATURAL RESOURCES

8	Grants	\$	4,277,000
9	Capital Outlay	\$	<u>1,875,600</u>
10	TOTAL	\$	6,152,600

11 Sec. 14-202. As used in this article "department" means the department of natural
12 resources.

13 Sec. 14-203. Appropriations of state restricted game and fish protection funds have
14 been made to the following departments and agencies in their respective appropriation
15 articles:

16	Legislative auditor general	\$	25,800
17	Attorney general		838,000
18	Department of technology, management, and budget		475,400
19	Department of treasury		1,205,500

20 Sec. 14-204. Pursuant to section 43703(3) of the natural resources and environmental
21 protection act, 1994 PA 451, MCL 324.43703, there is appropriated from the game and fish
22 protection trust fund to the game and fish protection account of the Michigan conservation
23 and recreation legacy fund, \$6,000,000.00 for the fiscal year ending September 30, 2013.

24 Sec. 14-205. Funds appropriated in part 1 shall not be used by a principal executive
25 department, state agency, or authority to hire a person to provide legal services that are
26 the responsibility of the attorney general. This prohibition does not apply to legal services
27 for bonding activities and for those outside services that the attorney general authorizes.

28 Sec. 14-206. (1) In addition to the funds appropriated in part 1, there is
29 appropriated an amount not to exceed \$3,000,000.00 for federal contingency funds. These funds
30 are not available for expenditure until they have been transferred to another line item in
31 this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

32 (2) In addition to the funds appropriated in part 1, there is appropriated an amount

not to exceed \$10,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

DEPARTMENT SUPPORT SERVICES

Sec. 14-301. The department may charge land acquisition projects appropriated for the fiscal year ending September 30, 2013, and for prior fiscal years, a standard percentage fee to recover actual costs, and may use the revenue derived to support the land acquisition service charges provided for in part 1.

Sec. 14-302. As appropriated in part 1, the department may charge both application fees and transaction fees related to the exchange or sale of state-owned land or rights in land authorized by part 21 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.2101 to 324.2162. The fees shall be set by the director of the department at a rate which allows the department to recover its costs for providing these services.

COMMUNICATION AND CUSTOMER SERVICES

Sec. 14-401. For the purposes of administering the museum store as provided in section 7a of 1913 PA 271, MCL 399.7a, the department is exempt from section 261 of the management and budget act, 1984 PA 431, MCL 18.1261.

Sec. 14-402. As appropriated in part 1, proceeds in excess of costs incurred in the conduct of auctions, sales, or transfers of artifacts no longer considered suitable for the collections of the state historical museum may be expended upon receipt for additional material for the collection. The department shall notify the chairpersons, vice chairpersons, and minority vice chairpersons of the senate and house appropriations subcommittees on

1 natural resources 1 week prior to any auctions or sales. Any unexpended funds may be carried
2 forward into the next succeeding fiscal year.

3 Sec. 14-403. As appropriated in part 1, funds collected by the department for
4 historical markers; document reproduction and services; conferences, admissions, workshops,
5 and training classes; and the use of specialized equipment, facilities, exhibits,
6 collections, and software shall be used for expenses necessary to provide the required
7 services. The department may charge fees for the aforementioned services, including admission
8 fees. Any unexpended funds may be carried forward into the next succeeding fiscal year.

9
10 **FISHERIES DIVISION**

11 Sec. 14-501. (1) From the appropriation in part 1 for aquatic resource mitigation, not
12 more than \$758,000.00 shall be allocated for grants to watershed councils, resource
13 development councils, soil conservation districts, local governmental units, and other
14 nonprofit organizations for stream habitat stabilization and soil erosion control.

15 (2) The fisheries division in the department shall develop priority and cost estimates
16 for all recommended projects under subsection (1).
17

18 **FOREST MANAGEMENT DIVISION**

19 Sec. 14-601. In addition to the funds appropriated in part 1, \$350,000.00 is
20 appropriated to the department to cover costs related to any declared emergency involving the
21 collapse of any abandoned mine shaft located on state land. This appropriation shall not be
22 expended unless the state budget director recommends the expenditure and the department
23 notifies the house and senate committees on appropriations.

24 Sec. 14-602. In addition to the money appropriated in this article, the department may
25 receive and expend money from federal sources for the purpose of providing response to
26 wildfires as required by a compact with the federal government. If additional expenditure
27 authorization is required, the department shall notify the state budget office that
28 expenditure under this section is required. The department shall notify the house and senate
29 appropriations subcommittees on natural resources and the house and senate fiscal agencies of
30 the expenditures under this section by November 1, 2013.

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32 **GRANTS**

Sec. 14-701. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 for grants to communities - federal oil, gas, and timber payments and that do not require additional state matching funds are appropriated for the purposes intended. By November 30, 2012, the department shall report to the senate and house appropriations subcommittees on natural resources, the senate and house fiscal agencies, and the state budget director on all amounts appropriated under this section during the fiscal year ending September 30, 2012.

CAPITAL OUTLAY

Sec. 14-801. (1) The director of the department shall allocate lump-sum appropriations to the department made in this article consistent with statutory provisions and the purposes for which funds were appropriated. Lump-sum allocations shall address priority program or facility needs and may include, but are not limited to, design, construction, remodeling and addition, special maintenance, major special maintenance, energy conservation, and demolition.

(2) The state budget director may authorize that funds appropriated for lump-sum appropriations shall be available for no more than 3 fiscal years following the fiscal year in which the original appropriation was made. Any remaining balance from allocations made in this section shall lapse to the fund from which it was appropriated pursuant to the lapsing of funds as provided in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 14-802. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

ONE-TIME BASIS ONLY

Sec. 14-901. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$2,096,200.00 from general fund/general purpose revenue and related federal and state restricted revenue for the following purposes:

State employee lump sum payouts.....	\$	1,892,600
Dam management grant program		<u>2,000,000</u>
GROSS APPROPRIATION	\$	3,892,600

Appropriated from:

1	Interdepartmental grant revenues	11,300
2	Federal revenues	260,500
3	Private revenues	15,500
4	State restricted revenues	1,509,100
5	State general fund/general purpose	2,096,200

6 Sec. 14-902. The unexpended funds appropriated in section 14-901 for the dam
7 management grant program are considered work project appropriations and any unencumbered or
8 unallotted funds are carried forward into the succeeding fiscal year. The following is in
9 compliance with section 451a(1) of the management and budget act, 1984 PA 431, MCL 18.1451a:

- 10 (a) The purpose of the projects to be carried forward is to provide for maintenance,
- 11 repair, and/or removal of dams.
- 12 (b) The projects will be accomplished by contract.
- 13 (c) The total estimated cost of all projects is \$2,000,000.
- 14 (d) The tentative completion date is September 30, 2017.

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14 **Article 15**

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16 **DEPARTMENT OF STATE**
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26 PART 1

27 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

28 Sec. 15-101. Subject to the conditions set forth in this article, the amounts listed
29 in this part for the department of state are appropriated for the fiscal year ending
30 September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014, from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF STATE		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	6.0	6.0
4	Full-time equated classified positions.....	1,692.0	1,692.0
5	GROSS APPROPRIATION	\$ 219,128,100	\$ 223,132,400
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	20,000,000	20,000,000
8	ADJUSTED GROSS APPROPRIATION	\$ 199,128,100	\$ 203,132,400
9	Total federal revenues	1,810,000	1,810,000
10	Total local revenues	0	0
11	Total private revenues	100	100
12	Total other state restricted revenues	183,711,600	187,481,100
13	State general fund/general purpose	\$ 13,606,400	\$ 13,841,200
14	Sec. 15-102. EXECUTIVE DIRECTION		
15	Full-time equated unclassified positions.....	6.0	6.0
16	Full-time equated classified positions.....	30.0	30.0
17	Executive direction	\$ <u>4,373,300</u>	\$ <u>4,373,300</u>
18	GROSS APPROPRIATION	\$ 4,373,300	\$ 4,373,300
19	Appropriated from:		
20	State restricted revenues	3,067,700	3,067,700
21	State general fund/general purpose	\$ 1,305,600	\$ 1,305,600
22	<i>Schedule of programs:</i>		
23	<i>Secretary of State</i>	<i>112,500</i>	<i>112,500</i>
24	<i>Unclassified positions</i>	<i>453,200</i>	<i>453,200</i>
25	<i>Operations</i>	<i>3,807,600</i>	<i>3,807,600</i>
26	Sec. 15-103. DEPARTMENT SERVICES		
27	Full-time equated classified positions.....	157.0	157.0
28	Department services	\$ <u>24,206,800</u>	\$ <u>28,211,100</u>
29	GROSS APPROPRIATION	\$ 24,206,800	\$ 28,211,100
30	Appropriated from:		
31	State restricted revenues	24,055,700	27,825,200
32	State general fund/general purpose	\$ 151,100	\$ 385,900

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	<i>Schedule of programs:</i>		
2	Operations	23,108,200	23,108,200
3	Assigned claims assessments	1,098,600	1,098,600
4	Active and retiree insurance and pension adjustments	0	4,004,300
5	Sec. 15-104. REGULATORY SERVICES		
6	Full-time equated classified positions.....	175.5	175.5
7	Regulatory services	\$ 21,709,900	\$ 21,709,900
8	GROSS APPROPRIATION	\$ 21,709,900	\$ 21,709,900
9	Appropriated from:		
10	State restricted revenues	21,698,100	21,698,100
11	State general fund/general purpose	\$ 11,800	\$ 11,800
12	<i>Schedule of programs:</i>		
13	Operations	19,888,100	19,888,100
14	Motorcycle safety education administration	321,800	321,800
15	Motorcycle safety education grants	1,500,000	1,500,000
16	Sec. 15-105. CUSTOMER DELIVERY SERVICES		
17	Full-time equated classified positions.....	1,286.5	1,286.5
18	Customer delivery services	\$ 131,032,900	\$ 131,032,900
19	GROSS APPROPRIATION	\$ 131,032,900	\$ 131,032,900
20	Appropriated from:		
21	Interdepartmental grant revenues	20,000,000	20,000,000
22	Federal revenues	1,460,000	1,460,000
23	Private revenues	100	100
24	State restricted revenues	107,485,600	107,485,600
25	State general fund/general purpose	\$ 2,087,200	\$ 2,087,200
26	<i>Schedule of programs:</i>		
27	Branch operations	80,602,300	80,602,300
28	Central operations	42,128,500	42,128,500
29	Commemorative license plates	2,147,300	2,147,300
30	Specialty license plates	1,000,000	1,000,000
31	Credit and debit assessment service fees	5,000,000	5,000,000
32	Olympic center plate	75,700	75,700

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Organ donor program	79,100	79,100
2	Sec. 15-106. ELECTION REGULATION		
3	Full-time equated classified positions.....	43.0	43.0
4	Election regulation	\$ 6,579,800	\$ 6,579,800
5	GROSS APPROPRIATION	\$ 6,579,800	\$ 6,579,800
6	Appropriated from:		
7	Federal revenues	350,000	350,000
8	State restricted	430,000	430,000
9	State general fund/general purpose	\$ 5,799,800	\$ 5,799,800
10	Schedule of programs:		
11	Election administration and services	6,020,000	6,020,000
12	Fees to local units	109,800	109,800
13	Help America vote act	350,000	350,000
14	County clerk education and training	100,000	100,000
15	Sec. 15-107. DEPARTMENTWIDE APPROPRIATIONS		
16	Departmentwide appropriations	\$ 9,976,600	\$ 9,976,600
17	GROSS APPROPRIATION	\$ 9,976,600	\$ 9,976,600
18	Appropriated from:		
19	State restricted revenues	7,261,300	7,261,300
20	State general fund/general purpose	\$ 2,715,300	\$ 2,715,300
21	Schedule of programs:		
22	Building occupancy charges/rent	9,686,400	9,686,400
23	Worker's compensation	290,200	290,200
24	Sec. 15-108. INFORMATION TECHNOLOGY		
25	Information technology	\$ 21,248,800	\$ 21,248,800
26	GROSS APPROPRIATION	\$ 21,248,800	\$ 21,248,800
27	Appropriated from:		
28	State restricted revenues	19,713,200	19,713,200
29	State general fund/general purpose	\$ 1,535,600	\$ 1,535,600
30	Schedule of programs:		
31	Information technology services and projects	21,248,800	21,248,800
32			

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

GENERAL SECTIONS

Sec. 15-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2012-2013 is \$197,318,000.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is \$1,360,800.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF STATE

Fees to local units	\$	109,800
Motorcycle safety grants		<u>1,251,000</u>
TOTAL	\$	1,360,800

Sec. 15-202. As used in this article "ATM" means automated teller machine.

Sec. 15-203. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.

Sec. 15-204. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$2,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$7,500,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$50,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount

not to exceed \$100,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

DEPARTMENT OF STATE

Sec. 15-301. All funds made available by section 3171 of the insurance code of 1956, 1956 PA 218, MCL 500.3171, are appropriated and made available to the department of state to be expended only for the uses and purposes for which the funds are received as provided by sections 3171 to 3177 of the insurance code of 1956, 1956 PA 218, MCL 500.3171 to 500.3177.

Sec. 15-302. From the funds appropriated in part 1, the department of state shall sell copies of records including, but not limited to, records of motor vehicles, off-road vehicles, snowmobiles, watercraft, mobile homes, personal identification cardholders, drivers, and boat operators and shall charge \$7.00 per record sold only as authorized in section 208b of the Michigan vehicle code, 1949 PA 300, MCL 257.208b, section 7 of 1972 PA 222, MCL 28.297, and sections 80130, 80315, 81114, and 82156 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.80130, 324.80315, 324.81114, and 324.82156. The revenue received from the sale of records shall be credited to the transportation administration collection fund created under section 810b of the Michigan vehicle code, 1949 PA 300, MCL 257.810b.

Sec. 15-303. From the funds appropriated in part 1, the secretary of state may enter into agreements with the department of corrections for the manufacture of vehicle registration plates 15 months before the registration year in which the registration plates will be used.

Sec. 15-304. (1) The department of state may accept gifts, donations, contributions, and grants of money and other property from any private or public source to underwrite, in whole or in part, the cost of a departmental publication that is prepared and disseminated under the Michigan vehicle code, 1949 PA 300, MCL 257.1 to 257.923. A private or public funding source may receive written recognition in the publication and may furnish a traffic safety message, subject to departmental approval, for inclusion in the publication. The department may reject a gift, donation, contribution, or grant. The department may furnish copies of a publication underwritten, in whole or in part, by a private source to the underwriter at no charge.

1 (2) The department of state may sell and accept paid advertising for placement in a
2 departmental publication that is prepared and disseminated under the Michigan vehicle code,
3 1949 PA 300, MCL 257.1 to 257.923. The department may charge and receive a fee for any
4 advertisement appearing in a departmental publication and shall review and approve the
5 content of each advertisement. The department may refuse to accept advertising from any
6 person or organization. The department may furnish a reasonable number of copies of a
7 publication to an advertiser at no charge.

8 (3) Pending expenditure, the funds received under this section shall be deposited in
9 the Michigan department of state publications fund created by section 211 of the Michigan
10 vehicle code, 1949 PA 300, MCL 257.211. Funds given, donated, or contributed to the
11 department from a private source are appropriated and allocated for the purpose for which the
12 revenue is furnished. Funds granted to the department from a public source are allocated and
13 may be expended upon receipt. The department shall not accept a gift, donation, contribution,
14 or grant if receipt is conditioned upon a commitment of state funding at a future date.
15 Revenue received from the sale of advertising is appropriated and may be expended upon
16 receipt.

17 (4) Any unexpended revenues received under this section shall be carried over into
18 subsequent fiscal years and shall be available for appropriation for the purposes described
19 in this section.

20 (5) In addition to copies delivered without charge as the secretary of state considers
21 necessary, the department of state may sell copies of manuals and other publications
22 regarding the sale, ownership, or operation or regulation of motor vehicles, with amendments,
23 at prices to be established by the secretary of state. As used in this subsection, the term
24 "manuals and other publications" includes videos and proprietary electronic publications. All
25 funds received from sales of these manuals and other publications shall be credited to the
26 Michigan department of state publications fund.

27 Sec. 15-305. Funds collected by the department of state under section 211 of the
28 Michigan vehicle code, 1949 PA 300, MCL 257.211, are appropriated for all expenses necessary
29 to provide for the costs of the publication. Funds are allotted for expenditure when they are
30 received by the department of treasury and shall not lapse to the general fund at the end of
31 the fiscal year.

32 Sec. 15-306. From the funds appropriated in part 1, the department of state shall use

1 available balances at the end of the state fiscal year to provide payment to the department
2 of state police in the amount of \$332,000.00 for the services provided by the traffic
3 accident records program as first appropriated in 1990 PA 196 and 1990 PA 208.

4 Sec. 15-307. From the funds appropriated in part 1, the department of state may
5 restrict funds from miscellaneous revenue to cover cash shortages created from normal branch
6 office operations. This amount shall not exceed \$50,000.00 of the total funds available in
7 miscellaneous revenue.

8 Sec. 15-308. (1) Commemorative and specialty license plate fee revenue collected by
9 the department of state and deposited into the transportation administration collection fund
10 is authorized for expenditure up to the amount of revenue collected but not to exceed the
11 amount appropriated to the department of state in part 1 to administer commemorative and
12 specialty license plate programs.

13 (2) Commemorative and specialty license plate fee revenue collected by the department
14 of state and deposited in the transportation administration collection fund, in addition to
15 the amount appropriated in part 1 to the department of state, shall remain in the
16 transportation administration collection fund and be available for future appropriation.

17 Sec. 15-309. Collector plate and fund-raising registration plate revenues collected by
18 the department of state are appropriated and allotted for distribution to the recipient
19 university or public or private agency overseeing a state-sponsored goal when received.
20 Distributions shall occur on a quarterly basis or as otherwise authorized by law. Any
21 revenues remaining at the end of the fiscal year shall not lapse to the general fund but
22 shall remain available for distribution to the university or agency in the next fiscal year.

23 Sec. 15-310. The department of state may produce and sell copies of a training video
24 designed to inform registered automotive repair facilities of their obligations under
25 Michigan law. The price shall not exceed the cost of production and distribution. The money
26 received from the sale of training videos shall revert to the department of state and be
27 placed in the auto repair facility account.

28 Sec. 15-311. (1) The department of state, in collaboration with the gift of life
29 transplantation society or its successor federally designated organ procurement organization,
30 may develop and administer a public information campaign concerning the Michigan organ donor
31 program.

32 (2) The department may solicit funds from any private or public source to underwrite,

1 in whole or in part, the public information campaign authorized by this section. The
2 department may accept gifts, donations, contributions, and grants of money and other property
3 from private and public sources for this purpose. A private or public funding source
4 underwriting the public information campaign, in whole or in substantial part, shall receive
5 sponsorship credit for its financial backing.

6 (3) Funds received under this section, including grants from state and federal
7 agencies, shall not lapse to the general fund at the end of the fiscal year but shall remain
8 available for expenditure for the purposes described in this section.

9 (4) Funding appropriated in part 1 for the organ donor program shall be used for
10 producing a pamphlet to be distributed with driver licenses and personal identification cards
11 regarding organ donations. The funds shall be used to update and print a pamphlet that will
12 explain the organ donor program and encourage people to become donors by marking a checkoff
13 on driver license and personal identification card applications.

14 (5) The pamphlet shall include a return reply form addressed to the gift of life
15 organization. Funding appropriated in part 1 for the organ donor program shall be used to pay
16 for return postage costs.

17 (6) In addition to the appropriations in part 1, the department of state may receive
18 and expend funds from the organ and tissue donation education fund for administrative
19 expenses.

20 Sec. 15-312. At least 180 days before closing or consolidating a branch office and at
21 least 60 days before relocating a branch office, the department of state shall inform members
22 of the senate and house of representatives standing committees on appropriations and
23 legislators who represent affected areas regarding the details of the proposal.

24 Sec. 15-313. (1) Any service assessment collected by the department of state from the
25 user of a credit or debit card under section 3 of 1995 PA 144, MCL 11.23, may be used by the
26 department for necessary expenses related to that service and may be remitted to a credit or
27 debit card company, bank, or other financial institution.

28 (2) The service assessment imposed by the department of state for credit and debit
29 card services may be based either on a percentage of each individual credit or debit card
30 transaction, or on a flat rate per transaction, or both, scaled to the amount of the
31 transaction. However, the department shall not charge any amount for a service assessment
32 which exceeds the costs billable to the department for service assessments.

(3) If there is a balance of service assessments received from credit and debit card services remaining on September 30, the balance may be carried forward to the following fiscal year and appropriated for the same purpose.

(4) As used in this section, "service assessment" means and includes costs associated with service fees imposed by credit and debit card companies and processing fees imposed by banks and other financial institutions.

Sec. 15-314. (1) The department of state may accept nonmonetary gifts, donations, or contributions of property from any private or public source to support, in whole or in part, the operation of a departmental function relating to licensing, regulation or safety. The department may recognize a private or public contributor for making the contribution. The department may reject a gift, donation, or contribution.

(2) The department of state shall not accept a gift, donation, or contribution under subsection (1) if receipt of the gift, donation, or contribution is conditioned upon a commitment of future state funding.

(3) On March 1 of each year, the department of state shall file a report with the senate and house of representatives standing committees on appropriations, the senate and house fiscal agencies, and the state budget director. The report shall list any gift, donation, or contribution received by the department under subsection (1) for the prior calendar year.

Sec. 15-315. From the funds appropriated in part 1, the department of state may collect ATM commission fees from companies that have ATMs located in secretary of state branch offices. The commission received from the use of these ATMs shall be credited to the transportation administration collection fund created under section 810b of the Michigan vehicle code, 1949 PA 300, MCL 257.810b.

ONE-TIME BASIS ONLY

Sec. 15-401. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$434,900.00 from general fund/general purpose revenue and state restricted revenue for the following purposes:

State employee lump sum payments.....	\$	1,544,400
Executive direction		<u>150,000</u>
GROSS APPROPRIATION	\$	1,694,400

1	Appropriated from:	
2	State restricted revenues	1,259,500
3	State general fund/general purpose	434,900

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14 **Article 16**

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16 **DEPARTMENT OF STATE POLICE**
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26 **PART 1**

27 **LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS**

28 Sec. 16-101. Subject to the conditions set forth in this article, the amounts listed
29 in this part for the department of state police are appropriated for the fiscal year ending
30 September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014, from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF STATE POLICE		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	2.0	2.0
4	Full-time equated classified positions.....	2,672.0	2,672.0
5	GROSS APPROPRIATION	\$ 567,550,100	\$ 579,260,600
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	25,066,300	25,555,200
8	ADJUSTED GROSS APPROPRIATION	\$ 542,483,800	\$ 553,705,400
9	Total federal revenues	104,661,300	105,698,300
10	Total local revenues	6,830,500	6,862,200
11	Total private revenues	229,600	236,400
12	Total other state restricted revenues	118,329,900	120,284,300
13	State general fund/general purpose	\$ 312,432,500	\$ 320,624,200
14	Sec. 16-102. EXECUTIVE DIRECTION		
15	Full-time equated unclassified positions.....	2.0	2.0
16	Full-time equated classified positions.....	38.0	38.0
17	Executive direction	\$ <u>5,456,500</u>	\$ <u>5,456,500</u>
18	GROSS APPROPRIATION	\$ 5,456,500	\$ 5,456,500
19	Appropriated from:		
20	Interdepartmental grant revenues	37,400	37,400
21	State restricted revenues	554,100	554,100
22	State general fund/general purpose	\$ 4,865,000	\$ 4,865,000
23	<i>Schedule of programs:</i>		
24	<i>Unclassified positions</i>	<i>261,100</i>	<i>261,100</i>
25	<i>Executive direction</i>	<i>2,894,300</i>	<i>2,894,300</i>
26	<i>Special operations and events</i>	<i>2,301,100</i>	<i>2,301,100</i>
27	Sec. 16-103. SCIENCE, TECHNOLOGY AND TRAINING BUREAU		
28	Full-time equated classified positions.....	463.0	463.0
29	Science, technology and training bureau	\$ <u>115,144,600</u>	\$ <u>115,144,600</u>
30	GROSS APPROPRIATION	\$ 115,144,600	\$ 115,144,600
31	Appropriated from:		
32	Interdepartmental grant revenues	6,103,900	6,103,900

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Federal revenues	10,306,800	10,306,800
2	Local revenues	3,170,500	3,170,500
3	State restricted revenues	42,256,800	42,256,800
4	State general fund/general purpose	\$ 53,306,600	\$ 53,306,600
5	<i>Schedule of programs:</i>		
6	Criminal justice information center division	12,442,000	12,442,000
7	Criminal records improvement	1,268,200	1,268,200
8	Traffic safety	2,122,400	2,122,400
9	Laboratory operations	31,900,200	31,900,200
10	DNA analysis program	9,926,500	9,926,500
11	Standards and training/justice training grants	9,061,000	9,061,000
12	Concealed weapons enforcement training	100,000	100,000
13	Training only to local units	631,300	631,300
14	Public safety officers benefit program	149,600	149,600
15	Training administration	5,409,900	5,409,900
16	Information technology services and projects	21,258,700	21,258,700
17	Michigan public safety communications system	14,099,300	14,099,300
18	In-service training - law enforcement distribution .	450,000	450,000
19	In-service training - competitive	1,000,000	1,000,000
20	Traffic services	5,325,500	5,325,500
21	Sec. 16-104. FIELD SERVICES BUREAU		
22	Full-time equated classified positions.....	1,923.0	1,923.0
23	Field services bureau	\$ 293,865,300	\$ 293,865,300
24	GROSS APPROPRIATION	\$ 293,865,300	\$ 293,865,300
25	Appropriated from:		
26	Interdepartmental grant revenues	17,428,100	17,428,100
27	Federal revenues	16,295,700	16,295,700
28	Local revenues	3,600,000	3,600,000
29	Private revenues	229,600	229,600
30	State restricted revenues	44,990,500	44,990,500
31	State general fund/general purpose	\$ 211,321,400	\$ 211,321,400
32	<i>Schedule of programs:</i>		

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Narcotics investigation funds	265,100	265,100
2	Uniform services	47,354,100	47,354,100
3	Capital security guards	712,200	712,200
4	At-post troopers	133,692,200	133,692,200
5	Reimbursed services	2,162,500	2,162,500
6	Operational support	16,049,400	16,049,400
7	Aviation program	1,614,700	1,614,700
8	Criminal investigations	27,726,800	27,726,800
9	Federal antidrug initiatives	11,154,200	11,154,200
10	Reimbursed services, materials, and equipment	3,024,400	3,024,400
11	Auto theft prevention	1,128,800	1,128,800
12	Casino gaming oversight	5,519,300	5,519,300
13	Fire investigations	1,899,000	1,899,000
14	Parole absconder sweeps	12,700	12,700
15	Motor carrier enforcement	12,347,400	12,347,400
16	Truck safety enforcement team operations	1,511,400	1,511,400
17	Safety inspections	6,790,400	6,790,400
18	School bus inspections	1,619,500	1,619,500
19	Safety projects	1,511,300	1,511,300
20	Law enforcement enhancement	15,000,000	15,000,000
21	Public safety initiative	2,769,900	2,769,900
22	Sec. 16-105. SUPPORT SERVICES		
23	Full-time equated classified positions.....	248.0	248.0
24	Support services	\$ 153,083,700	\$ 164,794,200
25	GROSS APPROPRIATION	\$ 153,083,700	\$ 164,794,200
26	Appropriated from:		
27	Interdepartmental grant revenues	1,496,900	1,985,800
28	Federal revenues	78,058,800	79,095,800
29	Local revenues	60,000	91,700
30	Private revenues	0	6,800
31	State restricted revenues	30,528,500	32,482,900
32	State general fund/general purpose	\$ 42,939,500	\$ 51,131,200

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	<i>Schedule of programs:</i>		
2	<i>Auto theft prevention program</i>	6,754,400	6,754,400
3	<i>Special maintenance and utilities</i>	402,800	402,800
4	<i>Rent and building occupancy charges</i>	8,309,500	8,309,500
5	<i>Worker's compensation</i>	3,031,500	3,031,500
6	<i>Fleet leasing</i>	15,630,700	15,630,700
7	<i>Management services</i>	14,182,600	14,182,600
8	<i>Budget and financial services</i>	1,780,700	1,780,700
9	<i>Office of justice program grants</i>	8,537,800	8,537,800
10	<i>Accounting service center</i>	1,150,400	1,150,400
11	<i>State program planning and administration</i>	1,149,400	1,149,400
12	<i>Secondary road patrol program</i>	14,060,200	14,060,200
13	<i>Truck safety program</i>	3,014,000	3,014,000
14	<i>Federal highway traffic safety coordination</i>	12,836,400	12,836,400
15	<i>Emergency management planning and administration ...</i>	6,090,300	6,090,300
16	<i>Grants to local government</i>	2,482,100	2,482,100
17	<i>FEMA program assistance</i>	5,341,000	5,341,000
18	<i>Nuclear power plant emergency planning</i>	2,076,800	2,076,800
19	<i>Hazardous materials programs</i>	46,253,000	46,253,000
20	<i>Interdepartmental grant to legislature</i>	100	100
21	<i>Active and retiree insurance and pension adjustment</i>	0	11,710,500

22

23 PART 2

24 PROVISIONS CONCERNING APPROPRIATIONS

25 FISCAL YEAR 2013

26

27 **GENERAL SECTIONS**

28 Sec. 16-201. Pursuant to section 30 of article IX of the state constitution of 1963,

29 total state spending from state resources under part 1 for fiscal year 2012-2013 is

30 \$430,762,400.00 and state spending from state resources to be paid to local units of

31 government for fiscal year 2012-2013 is \$18,728,700.00. The itemized statement below

32 identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF STATE POLICE

Science, technology and training bureau	\$	4,178,400
Support services	\$	<u>14,550,300</u>
TOTAL	\$	18,728,700

Sec. 16-202. As used in this article:

(a) "CJIS" means the criminal justice information system.

(b) "Department" means the department of state police.

(c) "DNA" means deoxyribonucleic acid.

(d) "FEMA" means the federal emergency management agency.

(e) "MCOLES" means Michigan commission on law enforcement standards.

Sec. 16-203. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$10,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$3,500,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,000,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$200,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 16-204. The department shall provide \$1,800,000.00 in Byrne justice assistance grant program funding to the judiciary by interdepartmental grant.

Sec. 16-205. (1) Notwithstanding any other provision of this article, the schedule of programs in part 1 lists programs which may, but are not required to be, funded under this article.

(2) Notwithstanding any other provisions of this article, the schedule of revenue sources in part 1 may or may not be received from the funding entities listed.

(3) Any funding required by statute is not subject to funding flexibility and shall be funded in accordance with that statute.

Sec. 16-206. The appropriations in part 1 are for the core services, support services, and work projects of the department, including, but not limited to, the following core services: traffic safety and enforcement, complaint and criminal investigations, fire investigation, sex offender registry and enforcement, specialty teams, civil disorder response - mobilization, capitol security, hazardous materials response training, intelligence gathering and dissemination, state emergency operations center, criminal history system, fingerprint and background checks, the law enforcement information network, forensics, training and recruiting, and establishing and monitoring law enforcement standards.

Sec. 16-207. Funds appropriated in part 1 shall not be used by a principal executive department, state agency, or authority to hire a person to provide legal services that are the responsibility of the attorney general. This prohibition does not apply to legal services for bonding activities and for those outside services that the attorney general authorizes.

SCIENCE, TECHNOLOGY, AND TRAINING BUREAU

Sec. 16-301. (1) The department shall provide forensic testing services to aid in criminal investigations.

(2) The department shall maintain the staffing and resources necessary to provide forensic evidence with an average turnaround time of 82 days assuming an annual caseload volume commensurate with that received in fiscal year 2010-2011.

(3) The department shall define and implement improved methods with the intent of reaching an average 55-day turnaround for forensic evidence.

Sec. 16-302. (1) The department shall develop and deliver professional, innovative, and quality training that supports the enforcement and public safety efforts of the criminal justice community.

(2) The department shall maintain the staffing and resources necessary to provide educational opportunities for personal and professional growth to a minimum of 10,000 state and local law enforcement employees and other public safety partners.

1 (3) The department shall maintain the staffing and resources necessary to provide
2 educational opportunities for personal and professional growth to a minimum of 3,000
3 community members.

4 (4) The department shall define and implement methods with a goal of reducing the cost
5 of training services delivery by 20%. These methods may include the pursuit of technology to
6 reach students throughout the state utilizing distance learning.

7 (5) The department shall develop and provide a service delivery cost model for its
8 training activities.

9 Sec. 16-303. (1) MCOLES shall establish standards for the selection, employment,
10 training, education, licensing, and revocation of all law enforcement officers.

11 (2) MCOLES shall maintain the staffing and resources necessary to provide the basic
12 law enforcement training curriculum for 20 academy programs statewide.

13 (3) MCOLES shall maintain a minimum 98% passing rate from the MCOLES licensing exam
14 without lowering academic standards to achieve this rate.

15 Sec. 16-304. (1) The department shall maintain a criminal history system and the state
16 accident data collection system in the support of public safety and law enforcement
17 communities in this state.

18 (2) The department shall maintain the staffing and resources necessary to adhere to
19 1925 PA 289, MCL 28.241 to 28.248.

20 (3) The department shall improve the accuracy, timeliness, and completeness of
21 criminal history information through outreach targeted to criminal justice agencies.

22 (4) The department shall maintain the state accident data collection system and make
23 this information available to the public at a reasonable cost. For bulk access to the
24 accident records in which the vehicle identification number has been collected and
25 computerized, the department shall make those records available to the public at cost,
26 provided that the name and address have been excluded.

27 Sec. 16-305. (1) The department shall provide fingerprint and background check
28 services in support of public safety and law enforcement communities in this state.

29 (2) The department shall maintain the staffing and resources necessary to process
30 fingerprint and background check services commensurate with fiscal year 2010-2011.

31 (3) The department shall maintain resources and educational outreach for the
32 electronic submission of fingerprint information from local law enforcement agencies and

maintain at least a 97% submission rate.

(4) The department shall define and maintain a cost model pertaining to providing fingerprint check services and provide for the following:

(a) Fingerprint service fees shall be commensurate with the actual costs of delivering this service.

(b) The department shall pursue means of reducing the expenses associated with delivering this service.

Sec. 16-306. (1) The department shall maintain the law enforcement information network in support of public safety and law enforcement communities in this state.

(2) The department shall maintain the staffing and resources necessary to adhere to the C.J.I.S. policy council act, 1974 PA 163, MCL 28.211 to 28.215.

(3) The department shall audit criminal justice agencies as required by federal guidelines.

FIELD SERVICES BUREAU

Sec. 16-401. (1) The department shall oversee traffic safety and enforcement in this state.

(2) The department shall maintain the staffing and resources necessary to make traffic contacts per patrol hours commensurate with the service level and contact areas exhibited in fiscal year 2010-2011. There shall be no degradation of road patrol services to any region of this state.

(3) The department shall maintain the staffing and resources necessary to continually work to enhance traffic safety throughout the state.

(4) The department shall maintain the staffing and resources necessary to annually inspect at least 53,000 commercial vehicles.

(5) The department shall inspect all black and yellow school buses annually.

(6) Department enlisted personnel who are employed to enforce traffic laws as provided in section 629e of the Michigan vehicle code, 1949 PA 300, MCL 257.629e, shall not be prohibited from responding to crimes in progress or other emergency situations and are responsible for protecting every citizen of this state from harm.

Sec. 16-402. (1) The department shall identify and apprehend criminals through criminal investigations in this state.

1 (2) The department shall maintain the staffing and resources necessary to devote a
2 comparable number of hours investigating crimes as those performed in fiscal year 2010-2011.

3 (3) The department shall maintain the staffing and resources necessary to annually
4 meet or exceed a case clearance rate of 56%.

5 Sec. 16-403. (1) The department shall provide fire investigation services to citizens
6 of this state through investigative assistance to local law enforcement agencies.

7 (2) The department shall maintain the staffing and resources necessary to maintain
8 readiness to respond appropriately to at least the number of requests for service which
9 occurred in fiscal year 2010-2011.

10 (3) The fire investigation unit shall be available for call out statewide 100% of the
11 time.

12 Sec. 16-404. (1) The department shall oversee the sex offender registry and its
13 enforcement in this state.

14 (2) The department shall maintain the staff and resources necessary to enforce the
15 provision of the sex offenders registration act, 1994 PA 295, MCL 28.721 to 28.736.

16 (3) The department shall maintain the staffing and resources necessary to perform
17 activities to maintain a 93% compliance rate for reporting by registered sex offenders.

18 Sec. 16-405. (1) The department shall provide specialty services to citizens of this
19 state in accordance with all applicable state and federal laws and regulations.

20 (2) The department shall maintain the staffing and resources necessary to provide
21 training to maintain readiness to respond appropriately to at least the number of requests
22 for specialty services which occurred in fiscal year 2010-2011.

23 (3) The canine unit shall be available for call out statewide 100% of the time.

24 (4) The bomb squad unit shall be available for call out statewide 100% of the time.

25 (5) The emergency support teams shall be available for call out statewide 100% of the
26 time.

27 (6) The underwater recovery unit shall be available for call out statewide 100% of the
28 time.

29 (7) Aviation services shall be available for call out statewide 100% of the time,
30 unless prohibited by weather or unexpected mechanical breakdowns.

31 (8) Money privately donated to the department is appropriated under part 1 to be used
32 for the purposes designated by the donor of the money. Money privately donated to the

department's canine unit shall be used to purchase equipment and other items to enhance the operation of the canine unit.

Sec. 16-406. (1) The department shall provide security services at the state capitol building.

(2) The department shall maintain the staff and resources necessary to respond to emergencies at the house office building, Farnum building, capitol parking lot, Townsend parking ramp, and Roosevelt parking ramp.

(3) The department shall pursue federal grants to improve the security at the capitol building.

(4) The department may develop a phased approach for improving security at the capitol building.

Sec. 16-407. (1) The department shall respond to civil disorders and natural disasters.

(2) The department shall, at a minimum, maintain readiness including training and equipment to respond to civil disorders and natural disasters commensurate with the capabilities of fiscal year 2010-2011.

SUPPORT SERVICES

Sec. 16-501. (1) The department shall operate the Michigan intelligence operation center as the state's federally recognized fusion center.

(2) The department shall ensure public safety through the emergency management and homeland security division by providing public and private sector partners with timely and accurate information and regarding critical information key resources threats as reported to or discovered by the Michigan intelligence operations center and increase public awareness on how to report suspicious activity through website or telephone communications.

(3) The department shall seek to increase the number of public and private sector contacts which receive vital homeland security information and intelligence in order to enhance the safety and security for citizens of this state.

Sec. 16-502. (1) The department shall provide hazardous materials response training.

(2) The department shall maintain the staffing and resources necessary to serve approximately 110 local emergency management preparedness programs and 88 local emergency planning committees in this state.

(3) The department shall conduct a minimum of 3 training sessions to enhance safe response in the event of natural or manmade incidents, emergencies, or disasters.

Sec. 16-503. (1) The department shall operate and maintain the state's emergency operations center and provide command and control in support of emergency response services.

(2) The department shall maintain readiness, including training and equipment to respond to civil disorders and natural disasters.

(3) The state director of emergency management may expend money appropriated under this article to call upon any agency or department of the state or any resource of the state to protect life or property or to provide for the health or safety of the population in any area of the state in which the governor proclaims a state of emergency or state of disaster under 1945 PA 302, MCL 10.31 to 10.33, or under the emergency management act, 1976 PA 390, MCL 30.401 to 30.421. The state director of emergency management may expend the amounts the director considers necessary to accomplish these purposes. The director shall submit to the state budget director as soon as possible a complete report of all actions taken under the authority of this section. The report shall contain, as a separate item, a statement of all money expended that is not reimbursable from federal money. The state budget director shall review the expenditures and submit recommendations to the legislature in regard to any possible need for a supplemental appropriation.

(4) In addition to the money appropriated in this article, the department may receive and expend money from local, private, federal, or state sources for the purpose of providing emergency management training to local or private interests and for the purpose of supporting emergency preparedness, response, recovery, and mitigation activity. If additional expenditure authorization in the Michigan administrative information network is approved by the state budget office under this section, the department and the state budget office shall notify the house and senate appropriations subcommittees on state police and military and veterans affairs and the house and senate fiscal agencies within 10 days after the approval. The notification shall include the amount and source and the additional authorization, the date of its approval, and the projected use of funds to be expended under the authorization.

ONE-TIME BASIS ONLY

Sec. 16-601. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$4,458,900.00 from general fund/general purpose revenue

1	and related federal and state restricted revenue for the following purposes:	
2	At-post troopers - replace outdated equipment	1,623,700
3	Rent and building occupancy charges	750,000
4	State employee lump sum payments	<u>3,220,000</u>
5	GROSS APPROPRIATION	\$ 5,593,700
6	Appropriated from:	
7	Interdepartmental grant revenues	168,700
8	Federal revenues	249,700
9	Local revenues	38,900
10	Private revenues	1,700
11	State restricted revenues	675,800
12	State general fund/general purpose	4,458,900

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14 Article 17
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16 DEPARTMENT OF TECHNOLOGY, MANAGEMENT AND BUDGET
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26 PART 1
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28 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS
29

30 Sec. 17-101. Subject to the conditions set forth in this article, the amounts listed
31 in this part for the department of technology, management and budget are appropriated for the
32 fiscal year ending September 30, 2013, and are anticipated to be appropriated for the fiscal
year ending September 30, 2014, from the funds indicated in this part. The following is a
summary of the appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF TECHNOLOGY, MANAGEMENT AND BUDGET		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	6.0	6.0
4	Full-time equated classified positions.....	2,808.0	2,808.0
5	GROSS APPROPRIATION	\$ 1,117,293,400	\$ 1,126,668,300
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	632,460,800	636,402,800
8	ADJUSTED GROSS APPROPRIATION	\$ 484,832,600	\$ 490,265,500
9	Total federal revenues	9,037,600	10,409,700
10	Total local revenues	1,320,800	1,320,800
11	Total private revenues	190,200	190,200
12	Total other state restricted revenues	90,160,000	90,838,900
13	State general fund/general purpose	\$ 384,124,000	\$ 387,505,900
14	Sec. 17-102. TECHNOLOGY, MANAGEMENT AND BUDGET OPERATIONS		
15	Full-time equated unclassified positions.....	6.0	6.0
16	Full-time equated classified positions.....	2,325.0	2,325.0
17	Technology, management and budget operations	\$ <u>772,038,900</u>	\$ <u>781,413,800</u>
18	GROSS APPROPRIATION	\$ 772,038,900	\$ 781,413,800
19	Appropriated from:		
20	Interdepartmental grant revenues	625,872,500	629,814,500
21	Federal revenues	5,930,200	7,302,300
22	State restricted revenues	51,292,100	51,971,000
23	State general fund/general purpose	\$ 88,944,100	\$ 92,326,000
24	<i>Schedule of programs:</i>		
25	<i>Unclassified positions</i>	<i>796,500</i>	<i>796,500</i>
26	<i>Executive direction</i>	<i>1,997,900</i>	<i>1,997,900</i>
27	<i>Administrative services</i>	<i>16,379,900</i>	<i>16,379,900</i>
28	<i>Budget and financial management</i>	<i>16,679,800</i>	<i>16,679,800</i>
29	<i>Design and construction services</i>	<i>6,376,700</i>	<i>6,376,700</i>
30	<i>Business support services</i>	<i>10,040,300</i>	<i>10,040,300</i>
31	<i>Building operation services</i>	<i>89,263,600</i>	<i>89,263,600</i>
32	<i>Building occupancy charges, rent, and utilities</i>	<i>5,095,800</i>	<i>5,095,800</i>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Motor vehicle fleet	57,624,000	57,624,000
2	Information technology services and projects	27,443,500	27,443,500
3	Bureau of labor market information and strategies ..	5,587,900	5,587,900
4	Building occupancy charges - property management ...		
5	services for executive/legislative building occupancy	1,138,600	1,138,600
6	Retirement services	23,922,300	23,922,300
7	Education services	3,815,800	3,815,800
8	Health and human services	261,710,500	261,710,500
9	Public protection	61,653,600	61,653,600
10	Resources services	18,389,500	18,389,500
11	Transportation services	29,547,400	29,547,400
12	General services	82,075,300	82,075,300
13	Information technology innovation fund	2,500,000	2,500,000
14	Enterprisewide information technology projects	50,000,000	50,000,000
15	Active retiree insurance and pension adjustment	0	9,374,900
16	Sec. 17-103. CIVIL SERVICE COMMISSION		
17	Full-time equated classified positions.....	450.0	450.0
18	Civil service commission	\$ 66,780,000	\$ 66,780,000
19	GROSS APPROPRIATION	\$ 66,780,000	\$ 66,780,000
20	Appropriated from:		
21	Interdepartmental grant revenues	4,410,400	4,410,400
22	Federal revenues	3,107,400	3,107,400
23	Local revenues	1,320,800	1,320,800
24	Private revenues	190,200	190,200
25	State restricted revenues	36,449,400	36,449,400
26	State general fund/general purpose	\$ 21,301,800	\$ 21,301,800
27	Schedule of programs:		
28	Agency services	12,176,300	12,176,300
29	Executive direction	9,134,500	9,134,500
30	Employee benefits	5,587,900	5,587,900
31	Training	1,300,000	1,300,000
32	Human resources operations	34,394,200	34,394,200

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Information technology services and projects	4,187,100	4,187,100
2	Sec. 17-104. OFFICE OF THE STATE EMPLOYER		
3	Full-time equated classified positions.....	23.0	23.0
4	Office of the state employer.....	\$ 3,233,100	\$ 3,233,100
5	GROSS APPROPRIATION	\$ 3,233,100	\$ 3,233,100
6	Appropriated from:		
7	Interdepartmental grant revenues	2,900	2,900
8	State restricted revenues	2,418,500	2,418,500
9	State general fund/general purpose	\$ 811,700	\$ 811,700
10	Schedule of programs:		
11	Office of the state employer.....	3,233,100	3,233,100
12	Sec. 17-105. STATEWIDE APPROPRIATIONS		
13	Statewide appropriations.....	\$ 175,000	\$ 175,000
14	GROSS APPROPRIATION	\$ 175,000	\$ 175,000
15	Appropriated from:		
16	Interdepartmental grant revenues	175,000	175,000
17	State general fund/general purpose	\$ 0	\$ 0
18	Schedule of programs:		
19	Professional development fund - AFSCME.....	50,000	50,000
20	Professional development fund - MPE, SEIU, scientific,		
21	and engineering unit	125,000	125,000
22	Sec. 17-106. OFFICE OF CHILDREN'S OMBUDSMAN		
23	Full-time equated classified positions.....	10.0	10.0
24	Office of children's ombudsman	\$ 1,194,000	\$ 1,194,000
25	GROSS APPROPRIATION	\$ 1,194,000	\$ 1,194,000
26	Appropriated from:		
27	State general fund/general purpose	\$ 1,194,000	\$ 1,194,000
28	Schedule of programs:		
29	Children's ombudsman.....	1,194,000	1,194,000
30	Sec. 17-107. STATE BUILDING AUTHORITY RENT		
31	State building authority rent	\$ 256,870,600	\$ 256,870,600
32	GROSS APPROPRIATION	\$ 256,870,600	\$ 256,870,600

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Appropriated from:		
2	State general fund/general purpose	\$ 256,870,600	\$ 256,870,600
3	<i>Schedule of programs:</i>		
4	State building authority rent.....	256,870,600	256,870,600
5	Sec. 17-108. CAPITAL OUTLAY - STATE BUILDING AUTHORITY		
6	FINANCED CONSTRUCTION AUTHORIZATION		
7	University and community college projects	\$ 1,800	\$ 1,800
8	GROSS APPROPRIATION	\$ 1,800	\$ 1,800
9	Appropriated from:		
10	State general fund/general purpose	\$ 1,800	\$ 1,800
11	<i>Schedule of programs:</i>		
12	University and community college projects	1,800	1,800
13	Sec. 17-109. CAPITAL OUTLAY - STATE FACILITY PROJECTS		
14	Capital outlay	\$ 17,000,000	\$ 17,000,000
15	GROSS APPROPRIATION	\$ 17,000,000	\$ 17,000,000
16	Appropriated from:		
17	Interdepartmental grant revenues	2,000,000	2,000,000
18	State general fund/general purpose	\$ 15,000,000	\$ 15,000,000
19	<i>Schedule of programs:</i>		
20	<i>Special maintenance, remodeling and addition -</i>		
21	<i>state facilities</i>	<i>17,000,000</i>	<i>17,000,000</i>

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

GENERAL SECTIONS

Sec. 17-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2012-2013 is \$474,284,000.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is \$0.00.

Sec. 17-202. As used in this article:

(a) "AFSCME" means the American Federation of State, County, and Municipal Employees.

(b) "COBRA" means the consolidated omnibus budget reconciliation act of 1985, Public Law 99-272, 100 Statute 82.

(c) "Department" means the department of technology, management and budget.

(d) "MAIN" means the Michigan administrative information network.

(e) "MPE" means the Michigan public employees.

(f) "SEIU" means the Service employees international union.

DEPARTMENT OF TECHNOLOGY, MANAGEMENT AND BUDGET

Sec. 17-301. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$4,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$8,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$150,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 17-302. Proceeds in excess of necessary costs incurred in the conduct of transfers or auctions of state surplus, salvage, or scrap property made pursuant to section 267 of the management and budget act, 1984 PA 431, MCL 18.1267, are appropriated to the department of technology, management, and budget to offset costs incurred in the acquisition and distribution of federal surplus property. The department of technology, management, and budget shall provide consolidated Internet auction services through the state's contractors for all local units of government.

1 Sec. 17-303. (1) The department of technology, management, and budget may receive and
2 expend funds in addition to those authorized by part 1 for maintenance and operation services
3 provided specifically to other principal executive departments or state agencies, the
4 legislative branch, the judicial branch, or private tenants, or provided in connection with
5 facilities transferred to the operational jurisdiction of the department of technology,
6 management, and budget.

7 (2) The department of technology, management, and budget may receive and expend funds
8 in addition to those authorized by part 1 for real estate, architectural, design, and
9 engineering services provided specifically to other principal executive departments or state
10 agencies, the legislative branch, or the judicial branch.

11 (3) The department of technology, management, and budget may receive and expend funds
12 in addition to those authorized in part 1 for mail pickup and delivery services provided
13 specifically to other principal executive departments and state agencies, the legislative
14 branch, or the judicial branch.

15 (4) The department of technology, management, and budget may receive and expend funds
16 in addition to those authorized in part 1 for purchasing services provided specifically to
17 other principal executive departments and state agencies, the legislative branch, or the
18 judicial branch.

19 Sec. 17-304. (1) The source of financing in part 1 for statewide appropriations shall
20 be funded by assessments against longevity and insurance appropriations throughout state
21 government in a manner prescribed by the department of technology, management, and budget.
22 Funds shall be used as specified in joint labor/management agreements or through the
23 coordinated compensation hearings process. Any deposits made under this subsection and any
24 unencumbered funds are restricted revenues, may be carried over into the succeeding fiscal
25 years, and are appropriated.

26 (2) In addition to the funds appropriated in part 1 for statewide appropriations, the
27 department of technology, management, and budget may receive and expend funds in such
28 additional amounts as may be specified in joint labor/management agreements or through the
29 coordinated compensation hearings process in the same manner and subject to the same
30 conditions as prescribed in subsection (1).

31 Sec. 17-305. To the extent a specific appropriation is required for a detailed source
32 of financing included in part 1 for the department of technology, management, and budget

1 appropriations financed from special revenue and internal service and pension trust funds, or
2 MAIN user charges, the specific amounts are appropriated within the special revenue internal
3 service and pension trust funds in portions not to exceed the aggregate amount appropriated
4 in part 1.

5 Sec. 17-306. In addition to the funds appropriated in part 1 to the department of
6 technology, management, and budget, the department may receive and expend funds from other
7 principal executive departments and state agencies to implement administrative leave bank
8 transfer provisions as may be specified in joint labor/management agreements. The amounts may
9 also be transferred to other principal executive departments and state agencies under the
10 joint agreement and any amounts transferred under the joint agreement are authorized for
11 receipt and expenditure by the receiving principal executive department or state agency. Any
12 amounts received by the department of technology, management, and budget under this section
13 and intended, under the joint labor/management agreements, to be available for use beyond the
14 close of the fiscal year and any unencumbered funds may be carried over into the succeeding
15 fiscal year.

16 Sec. 17-307. The source of financing in part 1 for the MAIN shall be funded by
17 proportionate charges assessed against the respective state funds benefiting from this
18 project in the amounts determined by the department.

19 Sec. 17-308. (1) Deposits against the interdepartmental grant from building occupancy
20 and parking charges appropriated in part 1 shall be collected, in part, from state agencies,
21 the legislative branch, and the judicial branch based on estimated costs associated with
22 maintenance and operation of buildings managed by the department of technology, management,
23 and budget. To the extent excess revenues are collected due to estimates of building
24 occupancy charges exceeding actual costs, the excess revenues may be carried forward into
25 succeeding fiscal years for the purpose of returning funds to state agencies.

26 (2) Appropriations in part 1 to the department of technology, management, and budget,
27 for management and budget services from building occupancy charges and parking charges, may
28 be increased to return excess revenue collected to state agencies.

29 Sec. 17-309. The department of technology, management, and budget shall maintain an
30 Internet website that contains notice of all invitations for bids and requests for proposals
31 over \$50,000.00 issued by the department or by any state agency operating under delegated
32 authority. The department shall not accept an invitation for bid or request for proposal in

1 less than 14 days after the notice is made available on the Internet website, except in
2 situations where it would be in the best interest of the state and documented by the
3 department. In addition to the requirements of this section, the department may advertise the
4 invitations for bids and requests for proposals in any manner the department determines
5 appropriate, in order to give the greatest number of individuals and businesses the
6 opportunity to make bids or requests for proposals.

7 Sec. 17-310. The department of technology, management, and budget may receive and
8 expend funds from the Vietnam veterans memorial monument fund as provided in the Michigan
9 Vietnam veterans memorial act, 1988 PA 234, MCL 35.1051 to 35.1057. Funds are appropriated
10 and allocated when received and may be expended upon receipt.

11 Sec. 17-311. The Michigan veterans' memorial park commission may receive and expend
12 money from any source, public or private, including, but not limited to, gifts, grants,
13 donations of money, and government appropriations, for the purposes described in Executive
14 Order No. 2001-10. Funds are appropriated and allocated when received and may be expended
15 upon receipt. Any deposits made under this section and unencumbered funds are restricted
16 revenues and may be carried over into succeeding fiscal years.

17 Sec. 17-312. (1) Funds in part 1 for motor vehicle fleet are appropriated to the
18 department of technology, management, and budget for administration and for the acquisition,
19 lease, operation, maintenance, repair, replacement, and disposal of state motor vehicles.

20 (2) The appropriation in part 1 for motor vehicle fleet shall be funded by revenue
21 from rates charged to principal executive departments and agencies for utilizing vehicle
22 travel services provided by the department. Revenue in excess of the amount appropriated in
23 part 1 from the motor transport fund and any unencumbered funds are restricted revenues and
24 may be carried over into the succeeding fiscal year.

25 (3) The department of technology, management, and budget may charge state agencies for
26 fuel cost increases that exceed \$3.04 net of tax. The department shall notify state agencies,
27 in writing or by electronic mail, at least 30 days before implementing additional charges for
28 fuel cost increases. Revenues received from these charges are appropriated upon receipt.

29 Sec. 17-313. In addition to the funds appropriated in part 1, the department of
30 technology, management, and budget may receive and expend money from the Michigan law
31 enforcement officers memorial monument fund as provided in the Michigan law enforcement
32 officers memorial act, 2004 PA 177, MCL 28.781 to 28.787.

1 Sec. 17-314. In addition to the funds appropriated in part 1, the department of
2 technology, management, and budget may receive and expend money from the Ronald Wilson Reagan
3 memorial monument fund as provided in the Ronald Wilson Reagan memorial monument fund
4 commission act, 2004 PA 489, MCL 399.261 to 399.266.

5 Sec. 17-315. The department shall make available to the public a list of all parcels
6 of real property owned by the state that are available for purchase. The list shall be posted
7 on the Internet through the department's website.

8 Sec. 17-316. (1) The department of technology, management, and budget may sell and
9 accept paid advertising for placement on any state website under its jurisdiction. The
10 department shall review and approve the content of each advertisement. The department may
11 refuse to accept advertising from any person or organization or require modification to
12 advertisements based upon criteria determined by the department. Revenue received under this
13 subsection shall be used for operating costs of the department and for future technology
14 enhancements to state of Michigan e-government initiatives. Funds received under this
15 subsection shall be limited to \$250,000.00. Any funds in excess of \$250,000.00 shall be
16 deposited in the state general fund.

17 (2) The department of technology, management, and budget may accept gifts, donations,
18 contributions, bequests, and grants of money from any public or private source to assist with
19 the underwriting or sponsorship of state webpages or services offered on those webpages. A
20 private or public funding source may receive recognition in the webpage. The department of
21 technology, management, and budget may reject any gift, donation, contribution, bequest, or
22 grant.

23 (3) Funds accepted by the department of technology, management, and budget under
24 subsection (1) are appropriated and allotted when received and may be expended upon approval
25 of the state budget director. The state budget office shall notify the senate and house of
26 representatives standing committees on appropriations subcommittees on general government and
27 the senate and house fiscal agencies within 10 days after the approval is given.

28 Sec. 17-317. The department of technology, management, and budget may enter into
29 agreements to supply spatial information and technical services to other principal executive
30 departments, state agencies, local units of government, and other organizations. The
31 department of technology, management, and budget may receive and expend funds in addition to
32 those authorized in part 1 for providing information and technical services, publications,

1 maps, and other products. The department of technology, management, and budget may expend
2 amounts received for salaries, supplies, and equipment necessary to provide informational
3 products and technical services.

4 Sec. 17-318. The legislature shall have access to all historical and current data
5 contained within MAIN pertaining to state departments. State departments shall have access to
6 all historical and current data contained within MAIN.

7 Sec. 17-319. When used in this article, "information technology services" means
8 services involving all aspects of managing and processing information, including, but not
9 limited to, all of the following:

10 (a) Application development and maintenance.

11 (b) Desktop computer support and management.

12 (c) Mainframe computer support and management.

13 (d) Server support and management.

14 (e) Local area network support and management, including, but not limited to, wireless
15 networking.

16 (f) Information technology project management.

17 (g) Information technology planning and budget management.

18 (h) Telecommunication services, security, infrastructure, and support.

19 Sec. 17-320. (1) Funds appropriated in part 1 for the Michigan public safety
20 communications system shall be expended upon approval of an expenditure plan by the state
21 budget director.

22 (2) The department of technology, management, and budget shall assess all subscribers
23 of the Michigan public safety communications system reasonable access and maintenance fees.

24 (3) All money received by the department of technology, management, and budget under
25 this section shall be expended for the support and maintenance of the Michigan public safety
26 communications system.

27 (4) Any deposits made under this section and unencumbered funds are restricted
28 revenues and shall be carried forward into succeeding fiscal years.

29 Sec. 17-321. (1) The state budget director, upon notification to the senate and house
30 of representatives standing committees on appropriations, may adjust spending authorization
31 and user fees in the department of technology, management, and budget budget in order to
32 ensure that the appropriations for information technology in the department budget equal the

1 appropriations for information technology in the budgets for all executive branch agencies.

2 (2) If during the course of the fiscal year a transfer or supplemental to or from the
3 information technology line item within an agency budget is made under section 393 of the
4 management and budget act, 1984 PA 431, MCL 18.1393, there is appropriated an equal amount of
5 user fees in the department of technology, management, and budget budget to accommodate an
6 increase or decrease in spending authorization.

7 Sec. 17-322. (1) Revenue collected from licenses issued under the antenna site
8 management project shall be deposited into the antenna site management revolving fund created
9 for this purpose in the department of technology, management, and budget. The department may
10 receive and expend money from the fund for costs associated with the antenna site management
11 project, including the cost of a third-party site manager. Any excess revenue remaining in
12 the fund at the close of the fiscal year shall be proportionately transferred to the
13 appropriate state restricted funds as designated in statute or by constitution.

14 (2) An antenna shall not be placed on any site pursuant to this section without
15 complying with the respective local zoning codes and local unit of government processes.

16 Sec. 17-323. In addition to the funds appropriated in part 1, the funds collected by
17 the department for supplying census-related information and technical services, publications,
18 statistical studies, population projections and estimates, and other demographic products
19 area appropriated for all expenses necessary to provide the required services. These funds
20 are available for expenditure when they are received and may be carried forward into the next
21 succeeding fiscal year.

22 23 CIVIL SERVICE

24 Sec. 17-401. (1) In accordance with section 5 of article XI of the state constitution
25 of 1963, all restricted funds shall be assessed a sum not less than 1% of the total aggregate
26 payroll paid from those funds for financing the civil service commission on the basis of
27 actual 1% restricted sources total aggregate payroll of the classified service for the
28 preceding fiscal year. This includes, but it not limited to, restricted funds appropriated in
29 part 1 of any appropriations act. Unexpended 1% appropriated funds shall be returned to each
30 1% fund source at the end of the fiscal year.

31 (2) The appropriations in part 1 are estimates of actual charges based on payroll
32 appropriations. With the approval of the state budget director, the commission is authorized

1 to adjust financing sources for civil service charges based on actual payroll expenditures,
2 provided that such adjustments do not increase the total appropriation for the civil service
3 commission.

4 (3) The financing from restricted sources shall be credited to the civil service
5 commission by the end of the second fiscal quarter.

6 Sec. 17-402. Except where specifically appropriated for this purpose, financing from
7 restricted sources shall be credited to the civil service commission. For restricted sources
8 of funding within the general fund that have the legislative authority for carryover, if
9 current spending authorization or revenues are insufficient to accept the charge, the
10 shortage shall be taken from carryforward balances of that funding source. Restricted revenue
11 sources that do not have carryforward authority shall be utilized to satisfy commission
12 operating deducts first and civil service obligations second. General fund dollars are
13 appropriated for any shortfall, pursuant to approval by the state budget director.

14 Sec. 17-403. The appropriation in part 1 to the civil service commission, for state-
15 sponsored group insurance, flexible spending accounts, and COBRA, represents amounts, in
16 part, included within the various appropriations throughout state government for the current
17 fiscal year to fund the flexible spending account program included within the civil service
18 commission. Deposits against state-sponsored group insurance, flexible spending accounts, and
19 COBRA for the flexible spending account program shall be made from assessments levied during
20 the current fiscal year in a manner prescribed by the civil service commission. Unspent
21 employee contributions to the flexible spending accounts may be used to offset administrative
22 costs for the flexible spending account program, with any remaining balance of unspent
23 employee contributions to be lapsed to the general fund.

24 25 **STATE BUILDING AUTHORITY**

26 Sec. 17-501. (1) Subject to section 242 of the management and budget act, 1984 PA 431,
27 MCL 18.1242, and upon the approval of the state building authority, the department may expend
28 from the general fund of the state during the fiscal year an amount to meet the cash flow
29 requirements of those state building authority projects solely for lease to a state agency
30 identified in both part 1 and this section, and for which state building authority bonds or
31 notes have not been issued, and for the sole acquisition by the state building authority of
32 equipment and furnishings for lease to a state agency as permitted by 1964 PA 183, MCL

1 830.411 to 830.425, for which the issuance of bonds or notes is authorized in a legislative
2 appropriations act that is effective for the fiscal year ending September 30, 2013. Any
3 general fund advances for which state building authority bonds have not been issued shall
4 bear an interest cost to the state building authority at a rate not to exceed that earned by
5 the state treasurer's common cash fund during the period in which the advances are
6 outstanding and are repaid to the general fund of the state.

7 (2) Upon sale of bonds or notes for the projects identified in part 1 or for equipment
8 as authorized in a legislative appropriations act and in this section, the state building
9 authority shall credit the general fund of the state an amount equal to that expended from
10 the general fund plus interest, if any, as defined in this section.

11 (3) For state building authority projects for which bonds or notes have been issued
12 and upon the request of the state building authority, the state treasurer shall make advances
13 without interest from the general fund as necessary to meet cash flow requirements for the
14 projects, which advances shall be reimbursed by the state building authority when the
15 investments earmarked for the financing of the projects mature.

16 (4) In the event that a project identified in part 1 is terminated after final design
17 is complete, advances made on behalf of the state building authority for the costs of final
18 design shall be repaid to the general fund in a manner recommended by the director.

19 Sec. 17-502. (1) State building authority funding to finance construction or
20 renovation of a facility that collects revenue in excess of money required for the operation
21 of that facility shall not be released to a university or community college unless the
22 institution agrees to reimburse that excess revenue to the state building authority. The
23 excess revenue shall be credited to the general fund to offset rent obligations associated
24 with the retirement of bonds issued for that facility. The auditor general shall annually
25 identify and present an audit of those facilities that are subject to this section. Costs
26 associated with the administration of the audit shall be charged against money recovered
27 pursuant to this section.

28 (2) As used in this section, "revenue" includes state appropriations, facility opening
29 money, other state aid, indirect cost reimbursement, and other revenue generated by the
30 activities of the facility.

31 Sec. 17-503. (1) The state building authority rent appropriations in part 1 may also
32 be expended for the payment of required premiums for insurance on facilities owned by the

1 state building authority or payment of costs that may be incurred as the result of any
2 deductible provisions in such insurance policies.

3 (2) If the amount appropriated in part 1 for state building authority rent is not
4 sufficient to pay the rent obligations and insurance premiums and deductibles identified in
5 subsection (1) for state building authority projects, there is appropriated from the general
6 fund of the state the amount necessary to pay such obligations.

8 CAPITAL OUTLAY

9 Sec. 17-601. As used in sections 17-601 through 17-707:

10 (a) "Board" means the state administrative board.

11 (b) "Community college" does not include a state agency or university.

12 (c) "Department" means the department of technology, management and budget.

13 (d) "Director" means the director of the department of technology, management and
14 budget.

15 (e) "Fiscal agencies" means the senate fiscal agency and the house fiscal agency.

16 (f) "JCOS" means joint capital outlay subcommittee.

17 (g) "State agency" means an agency of state government. State agency does not include
18 a community college or university.

19 (h) "State building authority" means the authority created under 1964 PA 183, MCL
20 830.411 to 830.425.

21 (i) "University" means a 4-year university supported by the state. University does not
22 include a community college or a state agency.

23 Sec. 17-602. Each capital outlay project authorized in this article or any previous
24 capital outlay act shall comply with the procedures required by the management and budget
25 act, 1984 PA 431, MCL 18.1101 to 18.1594.

26 Sec. 17-603. (1) The director shall allocate lump-sum appropriations made in this
27 article consistent with statutory provisions and the purposes for which funds were
28 appropriated. Lump-sum allocations shall address priority program or facility needs and may
29 include, but are not limited to, design, construction, remodeling and addition, special
30 maintenance, major special maintenance, energy conservation, and demolition.

31 (2) The state budget director may authorize that funds appropriated for lump-sum
32 appropriations shall be available for no more than 3 fiscal years following the fiscal year

1 in which the original appropriation was made. Any remaining balance from allocations made in
2 this section shall lapse to the fund from which it was appropriated pursuant to the lapsing
3 of funds as provided in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

4 Sec. 17-604. The appropriations in part 1 for capital outlay shall be carried forward
5 at the end of the fiscal year consistent with the provisions of section 248 of the management
6 and budget act, 1984 PA 431, MCL 18.1248.

7 Sec. 17-605. (1) A site preparation economic development fund is created in the
8 department of technology, management and budget. As used in this section, "economic
9 development sites" means those state-owned sites declared as surplus property pursuant to
10 section 251 of the management and budget act, 1984 PA 431, MCL 18.1251, that would provide
11 economic benefit to the area or to the state. The Michigan economic development corporation
12 board and the state budget director shall determine whether or not a specific state-owned
13 site qualifies for inclusion in the fund created under this subsection.

14 (2) Proceeds from the sale of any sites designated in subsection (1) shall be
15 deposited into the fund created in subsection (1) and shall be available for site preparation
16 expenditures, unless otherwise provided by law. The economic development sites authorized in
17 subsection (1) are authorized for sale consistent with state law. Expenditures from the fund
18 are authorized for site preparation activities that enhance the marketable sale value of the
19 sites. Site preparation activities include, but are not limited to, demolition, environmental
20 studies and abatement, utility enhancement, and site excavation.

21 (3) A cash advance in an amount of not more than \$25,000,000.00 is authorized from the
22 general fund to the site preparation economic development fund.

23 (4) An annual report shall be transmitted to the senate and house of representatives
24 standing committees on appropriations not later than December 31 of each year. This report
25 shall detail both of the following:

26 (a) The revenue and expenditure activity in the fund for the preceding fiscal year.

27 (b) The sites identified as economic development sites under subsection (1).
28

29 **CAPITAL OUTLAY - UNIVERSITIES AND COMMUNITY COLLEGES**

30 Sec. 17-701. A statement of a proposed facility's operating cost shall be included
31 with the facility's program statement and planning documents when the plans are presented to
32 JCOS for approval.

1 Sec. 17-702. (1) Before proceeding with final planning and construction for projects
2 at community colleges and universities included in an appropriations act, the community
3 college or university shall sign an agreement with the department that includes the following
4 provisions:

5 (a) The university or community college agrees to construct the project within the
6 total authorized cost established by the legislature pursuant to the management and budget
7 act, 1984 PA 431, MCL 18.1101 to 18.1594, and an appropriations act.

8 (b) The design and program scope of the project shall not deviate from the design and
9 program scope represented in the program statement and preliminary planning documents
10 approved by the department.

11 (c) Any other items as identified by the department that are necessary to complete the
12 project.

13 (2) The department retains the authority and responsibility normally associated with
14 the prudent maintenance of the public's financial and policy interests relative to the state-
15 financed construction projects managed by a community college or university.

16 Sec. 17-703. A state agency, community college, or university shall take steps
17 necessary to make available federal and other money indicated in this article, to make
18 available federal or other money that may become available for the purposes for which
19 appropriations are made in this article, and to use any part or all of the appropriations to
20 meet matching requirements that are considered to be in the best interest of this state.
21 However, the purpose, scope, and total estimated cost of a project shall not be altered to
22 meet the matching requirements. Any federal matching revenues received to support the
23 construction of the project shall be applied to the total authorized project cost, with
24 state, college and university financing shares proportionately adjusted.

25 Sec. 17-704. (1) This section applies only to projects for community colleges.

26 (2) State support is directed towards the remodeling and additions, special
27 maintenance, or construction of certain community college buildings. The community college
28 shall obtain or provide for site acquisition and initial main utility installation to operate
29 the facility. Funding shall be composed of local and state shares and not more than 50% of a
30 capital outlay project, not including a lump-sum special maintenance project or remodeling
31 and addition project, for a community college shall be appropriated from state and federal
32 funds, unless otherwise appropriated by the legislature.

(3) An expenditure under this article is authorized when the release of the appropriation is approved by the board upon the recommendation of the director. The director may recommend to the board the release of any appropriation in part 1 only after the director is assured that the legal entity operating the community college to which the appropriation is made has complied with this article and has matched the amounts appropriated as required by this article. A release of funds in part 1 shall not exceed 50% of the total cost of planning and construction of any project, not including lump-sum remodeling and additions and special maintenance, unless otherwise appropriated by the legislature. Further planning and construction of a project authorized by this article or applicable sections of the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594, shall be in accordance with the purpose and scope as defined and delineated in the approved program statements and planning documents. This article is applicable to all projects for which planning appropriations were made in previous acts.

(4) The community college shall take the steps necessary to secure available federal construction and equipment money for projects funded for construction in this article if an application was not previously made. If there is a reasonable expectation that a prior year unfunded application may receive federal money in a subsequent year, the college shall take whatever action necessary to keep the application active.

Sec. 17-705. If university and community college matching revenues are received in an amount less than the appropriations for capital projects contained in this article, the state funds of shall be reduced in proportion to the amount of matching revenue received.

Sec. 17-706. (1) The director may require that community colleges and universities that have an authorized project listed in section 17-707, submit documentation regarding the project match and governing board approval of the authorized project not more than 60 days after the beginning of the fiscal year.

(2) If the documentation required by the director under subsection (1) is not submitted, or does not adequately authenticate the availability of the project match or board approval of the authorized project, the authorization may terminate. The authorization terminates 30 days after the director notifies the JCOS of the intent to terminate the project unless the JCOS convenes to extend the authorization.

Sec. 17-707. (1) From the funds appropriated in part 1 for state building authority financed construction authorizations, the following university and community college projects

are appropriated and financing is authorized in the following amounts:

(a) Central Michigan University - bio-sciences building (total authorized cost \$89,420,000; state building authority share \$29,999,800; Central Michigan University share \$59,420,000; state general fund share \$200)

(b) Grand Valley State University - science lab, classroom, and office building - Allendale campus (total authorized cost \$55,000,000; state building authority share \$29,999,800; Grand Valley State University share \$25,000,000; state general fund share \$200)

(c) Michigan State University - bio-engineering facility (total authorized cost \$40,340,200; state building authority share \$29,999,800; Michigan State University share \$10,340,200; state general fund share \$200)

(d) Northern Michigan University - Jamrich hall replacement (total authorized cost \$33,400,000; state building authority share \$25,049,800; Northern Michigan University share \$8,350,000; state general fund share \$200)

(e) Oakland University - engineering center (total authorized cost \$74,551,700; state building authority share \$29,999,800; Oakland University share \$44,551,700; state general fund share \$200)

(f) University of Michigan - Ann Arbor - G.G. Brown memorial laboratories renovation (total authorized cost \$47,000,000; state building authority share \$29,999,800; University of Michigan - Ann Arbor share \$17,000,000; state general fund share \$200)

(g) University of Michigan - Dearborn - science and computer information building renovations (total authorized cost \$51,000,000; state building authority share \$29,999,800; University of Michigan - Dearborn share \$21,000,000; state general fund share \$200)

(h) University of Michigan - Flint - Murchie science building renovations (total authorized cost \$22,170,000; state building authority share \$16,627,300; University of Michigan - Flint share \$5,542,500; state general fund share \$200)

(i) Wayne State University - multi-disciplinary bio-medical research building (total authorized cost \$90,414,700; state building authority share \$29,999,800; Wayne State University share \$60,414,700; state general fund share \$200)

(j) Alpena Community College - electrical power technology and training center (total authorized cost \$4,989,600; state building authority share \$2,494,600; Alpena Community College share \$2,494,800; state general fund share \$200)

(k) Bay de Noc Community College - nursing laboratory/lecture hall remodeling (total

1 authorized cost \$1,500,000; state building authority share \$749,800; Bay de Noc Community
2 College share \$750,000; state general fund share \$200)

3 (l) Delta College - health and wellness F-wing renovations (total authorized cost
4 \$19,984,000; state building authority share \$9,991,800; Delta College share \$9,992,000; state
5 general fund share \$200)

6 (m) Gogebic Community College - building renovations (total authorized cost
7 \$1,500,000; state building authority share \$749,800; Gogebic Community College share
8 \$750,000; state general fund share \$200)

9 (n) Grand Rapids Community College - Cook academic hall renovations (total authorized
10 cost \$14,255,400; state building authority share \$4,999,800; Grand Rapids Community College
11 share \$9,255,400; state general fund share \$200)

12 (o) Jackson Community College - Bert Walker hall renovations (total authorized cost
13 \$19,500,000; state building authority share \$9,749,800; Jackson Community College share
14 \$9,750,000; state general fund share \$200)

15 (p) Lansing Community College - arts and sciences building renovations (total
16 authorized cost \$19,950,000; state building authority share \$9,974,800; Lansing Community
17 College share \$9,975,000; state general fund share \$200)

18 (q) Mid-Michigan Community College - Mt. Pleasant campus unification (total authorized
19 cost \$17,704,600; state building authority share \$8,852,100; Mid-Michigan Community College
20 share \$8,852,300; state general fund share \$200)

21 (r) North Central Michigan College - health education and science center (total
22 authorized cost \$10,428,400; state building authority share \$5,214,000; North Central
23 Michigan College share \$5,214,200; state general fund share \$200)

24 (2) For the projects authorized in subsection (1), the legislature hereby determines
25 that the leasing of the facility from the authority is for a public purpose as authorized by
26 the state building authority act, 1964 PA 183, MCL 830.411 to 830.425. The legislature
27 approves and authorizes the lease and conveyance of property to the state building authority,
28 the state building authority acquiring the facility and leasing it to the state and the
29 educational institution, as applicable, and the governor and secretary of state executing the
30 lease for and on behalf of the state pursuant to the requirements of the state building
31 authority act, 1964 PA 183, MCL 830.411 to 830.425. Per the requirements of the lease, the
32 legislature also agrees to appropriate annually sufficient amounts to pay the rent as

obligated pursuant to the lease.

ONE-TIME BASIS ONLY

Sec. 17-801. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$17,792,200.00 from general fund/general purpose revenue and related federal and state restricted revenue for the following purposes:

State employee lump sum payments	\$ 4,680,200
Special maintenance, remodeling and addition - state facilities	10,000,000
Space consolidation fund	<u>7,000,000</u>
GROSS APPROPRIATION	\$ 21,680,200

Appropriated from:

Interdepartmental grant revenues	3,104,100
Federal revenues	426,700
State restricted revenues	357,200
State general fund/general purpose	17,792,200

Sec. 17-802. In addition to the part 1 general fund/general purpose appropriations for special maintenance, remodeling and addition - state facilities and the appropriation in section 17-801, there is also appropriated related federal and state restricted funds up to the amounts that will be earned based upon the initiatives undertaken with the funds in part 1.

Sec. 17-803. In addition to the part 1 general fund/general purpose appropriations for enterprisewide information technology investments, there is also appropriated related federal and state restricted funds up to the amounts that will be earned based upon the initiatives undertaken with the funds in part 1.

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14 **Article 18**

15
16 **DEPARTMENT OF TRANSPORTATION**
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26 PART 1

27 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

28 Sec. 18-101. Subject to the conditions set forth in this article, the amounts listed
29 in this part for the department of transportation are appropriated for the fiscal year ending
30 September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014, from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF TRANSPORTATION		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	6.0	6.0
4	Full-time equated classified positions.....	2,912.3	2,912.3
5	GROSS APPROPRIATION	\$ 3,329,829,500	\$ 3,321,979,200
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	3,517,100	3,558,300
8	ADJUSTED GROSS APPROPRIATION	\$ 3,326,312,400	\$ 3,318,420,900
9	Total federal revenues	1,221,830,100	1,221,830,100
10	Total local revenues	52,080,200	52,080,200
11	Total private revenues	100,000	100,000
12	Total other state restricted revenues	2,052,302,100	2,044,410,600
13	State general fund/general purpose	\$ 0	\$ 0
14	Sec. 18-102. DEBT SERVICE		
15	Debt service	\$ <u>240,274,500</u>	\$ <u>240,274,500</u>
16	GROSS APPROPRIATION	\$ 240,274,500	\$ 240,274,500
17	Appropriated from		
18	Federal revenues	45,866,700	45,866,700
19	State restricted revenues	194,407,800	194,407,800
20	State general fund/general purpose	\$ 0	\$ 0
21	<i>Schedule of programs:</i>		
22	<i>State trunkline</i>	<i>199,473,700</i>	<i>199,473,700</i>
23	<i>Economic development</i>	<i>9,115,900</i>	<i>9,115,900</i>
24	<i>Local bridge fund</i>	<i>3,261,700</i>	<i>3,261,700</i>
25	<i>Blue Water Bridge fund</i>	<i>5,950,200</i>	<i>5,950,200</i>
26	<i>Airport safety and protection plan</i>	<i>3,892,600</i>	<i>3,892,600</i>
27	<i>Comprehensive transportation</i>	<i>18,580,400</i>	<i>18,580,400</i>
28	Sec. 18-103. COLLECTION, ENFORCEMENT AND OTHER AGENCY SUPPORT SERVICES		
29	Collection, enforcement and other agency		
30	support services.....	\$ <u>46,317,900</u>	\$ <u>46,317,900</u>
31	GROSS APPROPRIATION	\$ 46,317,900	\$ 46,317,900
32	Appropriated from:		

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	State restricted revenues	46,317,900	46,317,900
2	State general fund/general purpose	\$ 0	\$ 0
3	<i>Schedule of programs:</i>		
4	Grants to department of environmental quality	1,231,400	1,231,400
5	Grants to department of state for collection		
6	of revenue and fees	20,000,000	20,000,000
7	Grants to department of treasury	2,703,500	2,703,500
8	Grants to legislative auditor general	852,200	852,200
9	Grants to attorney general	2,762,300	2,762,300
10	Grants to civil service commission	6,047,000	6,047,000
11	Grants to department of technology, management		
12	and budget	1,503,600	1,503,600
13	Grants to department of state police	11,217,900	11,217,900
14	Sec. 18-104. EXECUTIVE DIRECTION		
15	Full-time equated unclassified positions.....	6.0	6.0
16	Full-time equated classified positions.....	29.3	29.3
17	Executive direction	\$ 5,438,500	\$ 5,438,500
18	GROSS APPROPRIATION	\$ 5,438,500	\$ 5,438,500
19	Appropriated from:		
20	State restricted revenues	5,438,500	5,438,500
21	State general fund/general purpose	\$ 0	\$ 0
22	<i>Schedule of programs:</i>		
23	Unclassified salaries	602,800	602,800
24	Asset management council	1,626,400	1,626,400
25	Commission audit	3,209,300	3,209,300
26	Sec. 18-105. BUSINESS SUPPORT		
27	Full-time equated classified positions.....	77.5	77.5
28	Business support	\$ 20,607,700	\$ 29,772,800
29	GROSS APPROPRIATION	\$ 20,607,700	\$ 29,772,800
30	Appropriated from:		
31	Interdepartmental grant revenues	0	41,200
32	State restricted revenues	20,607,700	29,731,600

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	State general fund/general purpose	\$ 0	\$ 0
2	<i>Schedule of programs:</i>		
3	Business support services	9,089,900	9,089,900
4	Economic development and enhancement programs	1,524,600	1,524,600
5	Property management	8,070,900	8,070,900
6	Worker's compensation	1,922,300	1,922,300
7	Active and retiree insurance and pension adjustment	0	9,165,100
8	Sec. 18-106. INFORMATION TECHNOLOGY		
9	Information technology	\$ <u>30,128,000</u>	\$ <u>30,128,000</u>
10	GROSS APPROPRIATION	\$ 30,128,000	\$ 30,128,000
11	Appropriated from:		
12	Federal revenues	520,500	520,500
13	State restricted revenues	29,607,500	29,607,500
14	State general fund/general purpose	\$ 0	\$ 0
15	<i>Schedule of programs:</i>		
16	Information technology services and projects	30,128,000	30,128,000
17	Sec. 18-107. FINANCE, CONTRACTS AND SUPPORT SERVICES		
18	Full-time equated classified positions.....	185.0	185.0
19	Finance, contracts and support services	\$ <u>20,137,500</u>	\$ <u>20,137,500</u>
20	GROSS APPROPRIATION	\$ 20,137,500	\$ 20,137,500
21	Appropriated from:		
22	Interdepartmental grant revenues	3,517,100	3,517,100
23	State restricted revenues	16,620,400	16,620,400
24	State general fund/general purpose	\$ 0	\$ 0
25	<i>Schedule of programs:</i>		
26	Finance, contracts, and support services	20,137,500	20,137,500
27	Sec. 18-108. TRANSPORTATION PLANNING		
28	Full-time equated classified positions.....	141.0	141.0
29	Transportation planning	\$ <u>38,750,800</u>	\$ <u>38,750,800</u>
30	GROSS APPROPRIATION	\$ 38,750,800	\$ 38,750,800
31	Appropriated from:		
32	Federal revenues	22,000,000	22,000,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	State restricted revenues	16,750,800	16,750,800
2	State general fund/general purpose	\$ 0	\$ 0
3	<i>Schedule of programs:</i>		
4	<i>Planning services</i>	38,262,000	38,262,000
5	<i>Grants to regional planning councils</i>	488,800	488,800
6	Sec. 18-109. DESIGN AND ENGINEERING SERVICES		
7	Full-time equated classified positions.....	1,498.8	1,498.8
8	Design and engineering services	\$ <u>138,671,800</u>	\$ <u>138,671,800</u>
9	GROSS APPROPRIATION	\$ 138,671,800	\$ 138,671,800
10	Appropriated from:		
11	Federal revenues	23,529,800	23,529,800
12	State restricted revenues	115,142,000	115,142,000
13	State general fund/general purpose	\$ 0	\$ 0
14	<i>Schedule of programs:</i>		
15	<i>Engineering services</i>	66,957,000	66,957,000
16	<i>Program services</i>	56,755,800	56,755,800
17	<i>Intelligent transportation system operations</i>	10,674,000	10,674,000
18	<i>Welcome center operations</i>	4,285,000	4,285,000
19	Sec. 18-110. HIGHWAY MAINTENANCE		
20	Full-time equated classified positions.....	808.7	808.7
21	Highway maintenance	\$ <u>273,395,700</u>	\$ <u>273,395,700</u>
22	GROSS APPROPRIATION	\$ 273,395,700	\$ 273,395,700
23	Appropriated from:		
24	State restricted revenues	273,395,700	273,395,700
25	State general fund/general purpose	\$ 0	\$ 0
26	<i>Schedule of programs:</i>		
27	<i>State trunkline operations</i>	273,395,700	273,395,700
28	Sec. 18-111. ROAD AND BRIDGE PROGRAMS		
29	Design and engineering services	\$ <u>2,042,745,300</u>	\$ <u>2,035,471,400</u>
30	GROSS APPROPRIATION	\$ 2,042,745,300	\$ 2,035,471,400
31	Appropriated from:		
32	Federal revenues	982,535,000	982,535,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Local revenues	30,000,000	30,000,000
2	State restricted revenues	1,030,210,300	1,022,936,400
3	State general fund/general purpose	\$ 0	\$ 0
4	<i>Schedule of programs:</i>		
5	<i>State trunkline federal aid and road</i>		
6	<i>and bridge construction</i>	841,053,200	828,301,700
7	<i>Local federal aid and road and bridge construction .</i>	240,443,000	240,443,000
8	<i>Grants to local programs</i>	33,000,000	33,000,000
9	<i>Rail grade crossing</i>	3,000,000	3,000,000
10	<i>Local bridge program</i>	26,763,700	26,750,600
11	<i>County road commissions</i>	576,860,100	580,385,300
12	<i>Cities and villages</i>	321,625,300	323,590,800
13	Sec. 18-112. BLUE WATER BRIDGE		
14	Full-time equated classified positions.....	41.0	41.0
15	Blue Water Bridge	\$ <u>6,153,500</u>	\$ <u>6,153,500</u>
16	GROSS APPROPRIATION	\$ 6,153,500	\$ 6,153,500
17	<i>Appropriated from:</i>		
18	State restricted revenues	6,153,500	6,153,500
19	State general fund/general purpose	\$ 0	\$ 0
20	<i>Schedule of programs:</i>		
21	<i>Blue Water Bridge operations</i>	6,153,500	6,153,500
22	Sec. 18-113. TRANSPORTATION ECONOMIC DEVELOPMENT		
23	Transportation economic development	\$ <u>32,058,200</u>	\$ <u>44,653,200</u>
24	GROSS APPROPRIATION	\$ 32,058,200	\$ 44,653,200
25	<i>Appropriated from:</i>		
26	State restricted revenues	32,058,200	44,653,200
27	State general fund/general purpose	\$ 0	\$ 0
28	<i>Schedule of programs:</i>		
29	<i>Forest roads</i>	5,000,000	5,000,000
30	<i>Rural county urban system</i>	2,500,000	2,500,000
31	<i>Target industries/economic redevelopment</i>	8,029,000	20,326,600
32	<i>Urban county congestion</i>	8,264,600	8,413,300

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Rural county primary	8,264,600	8,413,300
2	Sec. 18-114. AERONAUTICS SERVICES		
3	Full-time equated classified positions.....	54.0	54.0
4	Aeronautics services	\$ 8,268,500	\$ 5,740,200
5	GROSS APPROPRIATION	\$ 8,268,500	\$ 5,740,200
6	Appropriated from:		
7	State restricted revenues	8,268,500	5,740,200
8	State general fund/general purpose	\$ 0	\$ 0
9	Schedule of programs:		
10	Aeronautics services	7,568,500	5,640,200
11	Air service program	700,000	100,000
12	Sec. 18-115. PUBLIC TRANSPORTATION SERVICES		
13	Full-time equated classified positions.....	40.5	40.5
14	Public transportation services	\$ 6,126,200	\$ 6,126,200
15	GROSS APPROPRIATION	\$ 6,126,200	\$ 6,126,200
16	Appropriated from:		
17	Federal revenues	972,100	972,100
18	State restricted revenues	5,154,100	5,154,100
19	State general fund/general purpose	\$ 0	\$ 0
20	Schedule of programs:		
21	Passenger transportation services	6,126,200	6,126,200
22	Sec. 18-116. BUS TRANSIT DIVISION: STATUTORY OPERATING		
23	Bus transit operating	\$ 189,411,900	\$ 189,411,900
24	GROSS APPROPRIATION	\$ 189,411,900	\$ 189,411,900
25	Appropriated from:		
26	Federal revenues	21,987,900	21,987,900
27	Local revenues	800,000	800,000
28	State restricted revenues	166,624,000	166,624,000
29	State general fund/general purpose	\$ 0	\$ 0
30	Schedule of programs:		
31	Local bus operating	166,624,000	166,624,000
32	Nonurban operating/capital	22,787,900	22,787,900

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Sec. 18-117. INTERCITY PASSENGER AND FREIGHT		
2	Full-time equated classified positions.....	36.5	36.5
3	Intercity passenger and freight	\$ <u>40,380,100</u>	\$ <u>32,005,400</u>
4	GROSS APPROPRIATION	\$ 40,380,100	\$ 32,005,400
5	Appropriated from:		
6	Federal revenues	7,600,000	7,600,000
7	Local revenues	150,000	150,000
8	Private revenues	100,000	100,000
9	State restricted revenues	32,530,100	24,155,400
10	State general fund/general purpose	\$ 0	\$ 0
11	<i>Schedule of programs:</i>		
12	<i>Office of Rail</i>	<i>5,768,900</i>	<i>5,768,900</i>
13	<i>Freight property management</i>	<i>1,000,000</i>	<i>1,000,000</i>
14	<i>Detroit/Wayne County port authority</i>	<i>468,200</i>	<i>468,200</i>
15	<i>Intercity services</i>	<i>7,690,000</i>	<i>7,690,000</i>
16	<i>Rail operations and infrastructure</i>	<i>24,592,000</i>	<i>16,217,300</i>
17	<i>Marine passenger service</i>	<i>400,000</i>	<i>400,000</i>
18	<i>Terminal development</i>	<i>461,000</i>	<i>461,000</i>
19	Sec. 18-118. PUBLIC TRANSPORTATION DEVELOPMENT		
20	Public transportation development	\$ <u>90,228,700</u>	\$ <u>81,092,700</u>
21	GROSS APPROPRIATION	\$ 90,228,700	\$ 81,092,700
22	Appropriated from:		
23	Federal revenues	34,635,000	34,635,000
24	Local revenues	9,985,000	9,985,000
25	State restricted revenues	45,608,700	36,472,700
26	State general fund/general purpose	\$ 0	\$ 0
27	<i>Schedule of programs:</i>		
28	<i>Specialized services</i>	<i>8,913,800</i>	<i>8,913,800</i>
29	<i>Municipal credit program</i>	<i>2,000,000</i>	<i>2,000,000</i>
30	<i>Transit capital</i>	<i>66,942,900</i>	<i>57,806,900</i>
31	<i>Van pooling</i>	<i>807,000</i>	<i>807,000</i>
32	<i>Service initiatives</i>	<i>1,865,000</i>	<i>1,865,000</i>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Transportation to work	9,700,000	9,700,000
2	Sec. 18-119. CAPITAL OUTLAY		
3	Capital outlay	\$ 100,734,700	\$ 98,437,200
4	GROSS APPROPRIATION	\$ 100,734,700	\$ 98,437,200
5	Appropriated from:		
6	Federal revenues	82,183,100	82,183,100
7	Local revenues	11,145,200	11,145,200
8	State restricted revenues	7,406,400	5,108,900
9	State general fund/general purpose	\$ 0	\$ 0
10	Schedule of programs:		
11	Special maintenance, remodeling, and additions	3,001,500	3,001,500
12	Airport safety, protection, and improvement program	97,733,200	95,435,700
13			
14	PART 2		
15	PROVISIONS CONCERNING APPROPRIATIONS		
16	FISCAL YEAR 2013		
17			
18	<u>GENERAL SECTIONS</u>		
19	Sec. 18-201. Pursuant to section 30 of article IX of the state constitution of 1963,		
20	total state spending from state resources under part 1 for fiscal year 2012-2013 is		
21	\$2,052,302,100.00 and state spending from state resources to be paid to local units of		
22	government for fiscal year 2012-2013 is \$1,211,655,900.00. The itemized statement below		
23	identifies appropriations from which spending to local units of government will occur:		
24	DEPARTMENT OF TRANSPORTATION		
25	Transportation planning	\$ 488,800	
26	Road and bridge programs		961,249,100
27	Transportation economic development fund		32,058,200
28	Aeronautics services		700,000
29	Bus transit operating		166,624,000
30	Intercity passenger and freight		1,329,200
31	Public transportation development		44,801,700
32	Capital outlay		<u>4,404,900</u>

1 TOTAL \$ 1,211,655,900

2 Sec. 18-202. As used in this article:

3 (a) "Department" means the department of transportation.

4 (b) "DOT-FHWA" means department of transportation, federal highway administration.

5 Sec. 18-203. (1) In addition to the funds appropriated in part 1, there is
6 appropriated an amount not to exceed \$200,000,000.00 for federal contingency funds. These
7 funds are not available for expenditure until they have been transferred to another line item
8 in this article pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL
9 18.1393.

10 (2) In addition to the funds appropriated in part 1, there is appropriated an amount
11 not to exceed \$40,000,000.00 for state restricted contingency funds. These funds are not
12 available for expenditure until they have been transferred to another line item in this
13 article pursuant to section 393(2) of the management and budget act, 1984 PA 431, MCL
14 18.1393.

15 (3) In addition to the funds appropriated in part 1, there is appropriated an amount
16 not to exceed \$1,000,000.00 for local contingency funds. These funds are not available for
17 expenditure until they have been transferred to another line item in this article pursuant to
18 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

19 (4) In addition to the funds appropriated in part 1, there is appropriated an amount
20 not to exceed \$1,000,000.00 for private contingency funds. These funds are not available for
21 expenditure until they have been transferred to another line item in this article pursuant to
22 section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

23 Sec. 18-204. Funds appropriated in part 1 shall not be used by a principal executive
24 department, state agency, or authority to hire a person to provide legal services that are
25 the responsibility of the attorney general. This prohibition does not apply to legal services
26 for bonding activities and for those outside services that the attorney general authorizes.

27

28 **DEPARTMENTAL OPERATIONS**

29 Sec. 18-301. (1) The department may establish a fee schedule and collect fees
30 sufficient to cover the costs to issue the permits that the department is authorized by law
31 to issue upon request, unless otherwise stipulated by law. All permit fees are nonrefundable
32 application fees and shall be credited to the appropriate fund to recover the direct and

1 indirect costs of receiving, reviewing, and processing the requests.

2 (2) A bridge authority shall hold 3 public hearings on an increase in any toll charged
3 by the authority at least 30 days before the toll change will become effective. Two of the
4 hearings shall be held within 5 miles of the bridge over which the bridge authority has
5 jurisdiction. One hearing shall be held in Lansing. Public hearings held under this section
6 shall be conducted in accordance with the open meetings act, 1976 PA 267, MCL 15.261 to
7 15.275, and shall be conducted so as to provide a reasonable opportunity for public comment,
8 including both spoken and written comments.

9 Sec. 18-302. If, as a requirement of bidding on a highway project, the department
10 requires a contractor to submit financial or proprietary documentation as to how the bid was
11 calculated, that bid documentation shall be kept confidential and shall not be disclosed
12 other than to a department representative without the contractor's written consent. The
13 department may disclose the bid documentation if necessary to address or defend a claim by a
14 contractor.

15 Sec. 18-303. (1) The amounts appropriated in part 1 to support tax and fee collection,
16 law enforcement, and other program services provided to the department and to transportation
17 funds by other state departments shall be expended from transportation funds pursuant to
18 annual contracts between the department and those other state departments. The contracts
19 shall be executed prior to the expenditure or obligation of those funds. The contracts shall
20 provide, but are not limited to, the following data applicable to each state department:

21 (a) Estimated costs to be recovered from transportation funds.

22 (b) Description of services provided to the department and/or transportation funds and
23 financed with transportation funds.

24 (c) Detailed cost allocation methods appropriate to the type of services being
25 provided and the activities financed with transportation funds.

26 (2) Not later than 2 months after publication of the state of Michigan comprehensive
27 annual financial report, each state department receiving funding pursuant to an
28 interdepartment contract with the department shall submit a written report to the department,
29 the state budget director, and the house and senate fiscal agencies stating by spending
30 authorization account the amount of estimated funds contracted with the department, the
31 amount of funds expended, the amount of funds returned to the transportation funds, and any
32 unreimbursed transportation-related costs incurred but not billed to transportation funds. A

1 copy of the report shall be submitted to the auditor general, and the report shall be subject
2 to audit by the auditor general as provided in subsection (3).

3 (3) Biennially, in each even-numbered fiscal year, the auditor general shall conduct
4 an audit of charges to transportation funds by state departments for the 2 preceding fiscal
5 years. The audit shall include both charges governed by interdepartmental contracts as well
6 as miscellaneous charges from other state departments not governed by contracts. The auditor
7 general shall prepare a detailed report, with recommendations and conclusions, including a
8 summary of charges and related services to transportation funds by department, the
9 appropriateness of those charges, the cost allocation methodologies used in determining the
10 level of funding, and any unreimbursed transportation-related costs, if any. The report shall
11 be provided to the senate and house of representatives committees on appropriations, the
12 senate and house fiscal agencies, and the state budget director 9 months after publication of
13 the state of Michigan comprehensive annual financial report.

14 Sec. 18-304. A portion of the federal DOT-FHWA highway research, planning, and
15 construction funds made available to the state shall be allocated to transportation programs
16 administered by local jurisdictions in accordance with section 10o of 1951 PA 51, MCL
17 247.660o. A local road agency, with respect to a project approved for federal aid funding in
18 a state transportation improvement program, may enter into a voluntary buyout agreement with
19 the department or with another local road agency to exchange the federal aid with state
20 restricted transportation funds as agreed to by the respective parties. The state restricted
21 transportation funds received in exchange for federal aid funds shall be used for the same
22 purpose as the federal aid funds were originally intended.

23 Sec. 18-305. (1) From funds appropriated in part 1, the department may increase a
24 state infrastructure bank program and grant or loan funds in accordance with regulations of
25 the state infrastructure bank program of the United States department of transportation. The
26 state infrastructure bank is to be administered by the department for the purpose of
27 providing a revolving, self-sustaining resource for financing transportation infrastructure
28 projects.

29 (2) In addition to funds provided in subsection (1), money received by the state as
30 federal grants, repayment of state infrastructure bank loans, or other reimbursement or
31 revenue received by the state as a result of projects funded by the program and interest
32 earned on that money shall be deposited in the revolving state infrastructure bank fund and

shall be available for transportation infrastructure projects. At the close of the fiscal year, any unencumbered funds remaining in the state infrastructure bank fund shall remain in the fund and be carried forward into the succeeding fiscal year.

MICHIGAN TRANSPORTATION FUND

Sec. 18-401. The money received under the motor carrier act, 1933 PA 254, MCL 475.1 to 479.43, and not appropriated to the department of licensing and regulatory affairs or the department of state police is deposited in the Michigan transportation fund.

Sec. 18-402. Funds from the Michigan transportation fund shall be distributed to the comprehensive transportation fund, the transportation economic development fund, the recreation improvement fund, and the state trunkline fund, in accordance with this article and part 711 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.71101 to 324.71108, and may only be used as specified in this article, 1951 PA 51, MCL 247.651 to 247.675, and part 711 of the natural resources and environmental protection act, 1994 PA 451, MCL 324.71101 to 324.71108.

STATE TRUNKLINE FUND

Sec. 18-501. At the close of the fiscal year, any unencumbered and unexpended balance in the state trunkline fund shall remain in the state trunkline fund and shall carry forward and is appropriated for federal aid road and bridge programs for projects contained in the annual state transportation program.

Sec. 18-502. (1) The funds appropriated in part 1 for the economic development and local bridge programs shall not lapse at the end of the fiscal year but shall carry forward each fiscal year for the purposes for which appropriated in accordance with 1987 PA 231, MCL 247.901 to 247.913, and section 10(5) of 1951 PA 51, MCL 247.660.

(2) Interest earned in the department of transportation economic development fund and local bridge fund shall remain in the respective funds and shall be allocated to the respective programs based on actual interest earned at the end of each fiscal year.

(3) In addition to the funds appropriated in part 1, the department of transportation economic development fund and local bridge fund may receive federal, local, or private funds or restricted source funds such as interest earnings. These funds are appropriated for projects that are consistent with the purposes of the respective funds.

(4) None of the funds statutorily dedicated to the transportation economic development fund and local bridge fund shall be diverted to other projects.

STATE AERONAUTICS FUND

Sec. 18-601. Except as otherwise provided in section 803 for capital outlay, at the close of the fiscal year, any unobligated and unexpended balance in the state aeronautics fund created in the aeronautics code of the state of Michigan, 1945 PA 327, MCL 259.1 to 259.208, shall lapse to the state aeronautics fund and be appropriated by the legislature in the immediately succeeding fiscal year.

TRANSIT AND FREIGHT RELATED FUNDS

Sec. 18-701. Money that is received by the state as a lease payment for state-owned intercity bus equipment or as a fee for state-owned intercity facilities is not money to be deposited in the comprehensive transportation fund under section 10b of 1951 PA 51, MCL 247.660b, but is money that is deposited in an intercity bus equipment and facility fund for appropriation for the purchase and repair of intercity bus equipment and the maintenance and rehabilitation of state-owned intercity facilities. Proceeds received by the state from the sale of intercity bus equipment are deposited in an intercity bus equipment and facility fund for appropriation for the purchase and repair of intercity bus equipment. Security deposits from the lease of state-owned intercity bus equipment not returned to the lessee of the equipment under terms of the lease agreement are deposited in an intercity bus equipment and facility fund for appropriation for the repair of intercity bus equipment. At the close of the fiscal year, any funds remaining in the intercity bus equipment and facility fund shall remain in the fund and be carried forward into the succeeding fiscal year.

Sec. 18-702. Money that is received by the state as repayment for loans made for rail or water freight capital projects, and as a result of the sale of property or equipment used or projected to be used for rail or water freight projects shall be deposited in the fund created by section 17 of the state transportation preservation act of 1976, 1976 PA 295, MCL 474.67. At the close of the fiscal year, any funds remaining in the rail freight fund shall remain in the fund and be carried forward into the succeeding fiscal year.

Sec. 18-703. The Detroit/Wayne County port authority shall issue a complete operations assessment and a financial disclosure statement. The operations assessment shall include

operational goals for the next 5 years and recommendations to improve land acquisition and development efficiency. The report shall be completed and submitted to the house of representatives and senate appropriations subcommittees on transportation, the state budget director, and the house and senate fiscal agencies by February 15 of each fiscal year for the prior fiscal year.

Sec. 18-704. For the fiscal year ending September 30, 2013, the appropriation to a street railway pursuant to section 10e(22) of 1951 PA 51, MCL 247.660e, is \$0.

CAPITAL OUTLAY

Sec. 18-801. (1) From federal-state-local project appropriations contained in part 1 for the purpose of assisting political entities and subdivisions of this state in the construction and improvement of publicly used airports and landing fields within this state, the state transportation department may permit the award of contracts on behalf of units of local government for the authorized locations not to exceed the indicated amounts, of which the state allocated portion shall not exceed the amount appropriated in part 1.

(2) Political entities and subdivisions shall provide not less than 2.5% of the cost of any project under this section, unless a total nonfederal share greater than 5% is otherwise specified in federal law. State money shall not be allocated until local money is allocated. State money for any 1 project shall not exceed 1/3 of the total appropriation in part 1 from state funds for airport improvement programs.

(3) The Michigan aeronautics commission may take those steps necessary to match federal money available for airport construction and improvement within this state and to meet the matching requirements of the federal government. Whether acting alone or jointly with another political subdivision or public agency or with this state, a political subdivision or public agency of this state shall not submit to any agency of the federal government a project application for airport planning or development unless it is authorized in this article and the project application is approved by the governing body of each political subdivision or public agency making the application and by the Michigan aeronautics commission.

Sec. 18-802. (1) The director shall allocate lump-sum appropriations made in this article consistent with statutory provisions and the purposes for which funds were appropriated. Lump-sum allocations shall address priority program or facility needs and may

include, but are not limited to, design, construction, remodeling and addition, special maintenance, major special maintenance, energy conservation, and demolition.

(2) The state budget director may authorize that funds appropriated for lump-sum appropriations shall be available for no more than 3 fiscal years following the fiscal year in which the original appropriation was made. Any remaining balance from allocations made in this section shall lapse to the fund from which it was appropriated pursuant to the lapsing of funds as provided in the management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

Sec. 18-803. The appropriations in part 1 for capital outlay shall be carried forward at the end of the fiscal year consistent with the provisions of section 248 of the management and budget act, 1984 PA 431, MCL 18.1248.

ONE-TIME BASIS ONLY

Sec. 18-901. For the state fiscal year ending September 30, 2013, there is appropriated, on a 1-time basis only, \$119,000,000.00 from general fund/general purpose revenue and related federal and state restricted revenue for the following purposes:

Federal aid match for state trunkline and road and bridge

construction.....	\$	96,000,000
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Federal aid match for transit capital		12,000,000
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Federal aid match for rail operations and infrastructure		11,000,000
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State employee lump sum payments		3,260,800
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GROSS APPROPRIATION	\$	122,260,800
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Appropriated from:

Interdepartmental grant revenues		14,800
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State restricted revenues		3,246,000
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State general fund/general purpose		119,000,000
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14 **Article 19**

15
16 **DEPARTMENT OF TREASURY**
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26 PART 1

27 LINE-ITEM APPROPRIATIONS AND ANTICIPATED APPROPRIATIONS

28 Sec. 19-101. Subject to the conditions set forth in this article, the amounts listed
29 in this part for the department of treasury are appropriated for the fiscal year ending
30 September 30, 2013, and are anticipated to be appropriated for the fiscal year ending
31 September 30, 2014, from the funds indicated in this part. The following is a summary of the
32 appropriations and anticipated appropriations in this part:

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	DEPARTMENT OF TREASURY		
2	APPROPRIATION SUMMARY		
3	Full-time equated unclassified positions.....	10.0	10.0
4	Full-time equated classified positions.....	2,543.5	2,543.5
5	GROSS APPROPRIATION	\$ 2,600,220,300	\$ 2,656,805,000
6	Total interdepartmental grants and		
7	intradepartmental transfers.....	8,786,600	9,005,300
8	ADJUSTED GROSS APPROPRIATION	\$ 2,591,433,700	\$ 2,647,799,700
9	Total federal revenues	697,805,700	698,926,400
10	Total local revenues	6,686,200	6,737,800
11	Total private revenues	5,380,000	5,380,000
12	Total other state restricted revenues	1,550,340,400	1,584,934,400
13	State general fund/general purpose	\$ 331,221,400	\$ 351,821,100
14	Sec. 19-102. EXECUTIVE DIRECTION		
15	Full-time equated unclassified positions.....	10.0	10.0
16	Full-time equated classified positions.....	5.0	5.0
17	Executive direction	\$ <u>2,421,400</u>	\$ <u>2,421,400</u>
18	GROSS APPROPRIATION	\$ 2,421,400	\$ 2,421,400
19	Appropriated from:		
20	Federal revenues	65,000	65,000
21	State restricted revenues	715,000	715,000
22	State general fund/general purpose	\$ 1,641,400	\$ 1,641,400
23	<i>Schedule of programs:</i>		
24	<i>Unclassified positions</i>	<i>924,000</i>	<i>924,000</i>
25	<i>Office of the director</i>	<i>1,497,400</i>	<i>1,497,400</i>
26	Sec. 19-103. DEPARTMENTWIDE APPROPRIATIONS		
27	Departmentwide appropriations	\$ <u>6,856,400</u>	\$ <u>6,856,400</u>
28	GROSS APPROPRIATION	\$ 6,856,400	\$ 6,856,400
29	Appropriated from:		
30	State restricted revenues	3,885,000	3,885,000
31	State general fund/general purpose	\$ 2,971,400	\$ 2,971,400
32	<i>Schedule of programs:</i>		

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Travel	1,209,500	1,209,500
2	Rent and building occupancy charges - property		
3	management services	5,488,300	5,488,300
4	Worker's compensation insurance premium	158,600	158,600
5	Sec. 19-104. LOCAL GOVERNMENT PROGRAMS		
6	Full-time equated classified positions.....	100.0	100.0
7	Local government programs	\$ <u>23,573,500</u>	\$ <u>23,573,500</u>
8	GROSS APPROPRIATION	\$ 23,573,500	\$ 23,573,500
9	Appropriated from:		
10	Local revenues	2,252,700	2,252,700
11	State restricted revenues	8,639,800	8,639,800
12	State general fund/general purpose	\$ 12,681,000	\$ 12,681,000
13	Schedule of programs:		
14	Supervision of the general property tax law	20,614,500	20,614,500
15	Property tax assessor training	509,100	509,100
16	Local finance	2,449,900	2,449,900
17	Sec. 19-105. TAX PROGRAMS		
18	Full-time equated classified positions.....	812.0	812.0
19	Tax programs	\$ <u>100,992,300</u>	\$ <u>100,992,300</u>
20	GROSS APPROPRIATION	\$ 100,992,300	\$ 100,992,300
21	Appropriated from:		
22	Interdepartmental grant revenues	2,619,600	2,619,600
23	Federal revenues	2,887,300	2,887,300
24	State restricted revenues	75,282,000	75,282,000
25	State general fund/general purpose	\$ 20,203,400	\$ 20,203,400
26	Schedule of programs:		
27	Customer contact	10,911,900	10,911,900
28	Tax compliance	41,669,100	41,669,100
29	Tax & economic policy	15,020,600	15,020,600
30	Tax processing	15,943,400	15,943,400
31	Home heating assistance	2,887,300	2,887,300
32	Bottle act implementation	250,000	250,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Tobacco tax enforcement	1,500,000	1,500,000
2	Tax plan implementation	10,861,600	10,861,600
3	Health insurance claims fund program	1,948,400	1,948,400
4	Sec. 19-106. FINANCIAL AND ADMINISTRATIVE SERVICES		
5	Full-time equated classified positions.....	341.0	341.0
6	Financial and administrative services	\$ 41,663,300	\$ 47,453,800
7	GROSS APPROPRIATION	\$ 41,663,300	\$ 47,453,800
8	Appropriated from:		
9	Interdepartmental grant revenues	5,933,600	6,152,300
10	Federal revenues	0	333,100
11	Local revenues	0	51,600
12	State restricted revenues	31,292,700	35,673,700
13	State general fund/general purpose	\$ 4,437,000	\$ 5,243,100
14	Schedule of programs:		
15	Departmental and budget services	4,799,600	4,799,600
16	Unclaimed property	4,614,800	4,614,800
17	Collections	26,040,300	26,040,300
18	Finance and accounting	2,201,900	2,201,900
19	Receipts processing	4,006,700	4,006,700
20	Active and retiree insurance and pension adjustment	0	5,790,500
21	Sec. 19-107. FINANCIAL PROGRAMS		
22	Full-time equated classified positions.....	207.5	207.5
23	Financial programs	\$ 62,828,200	\$ 62,828,200
24	GROSS APPROPRIATION	\$ 62,828,200	\$ 62,828,200
25	Appropriated from:		
26	Interdepartmental grant revenues	195,800	195,800
27	Federal revenues	36,644,700	36,644,700
28	State restricted revenues	24,150,800	24,150,800
29	State general fund/general purpose	\$ 1,836,900	\$ 1,836,900
30	Schedule of programs:		
31	Investments	19,147,400	19,147,400
32	State and authority finance	43,393,800	43,393,800

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	John R. Justice grant program	287,000	287,000
2	Sec. 19-108. GRANTS AND PILT		
3	Grants and PILT	\$ 135,252,700	\$ 135,252,700
4	GROSS APPROPRIATION	\$ 135,252,700	\$ 135,252,700
5	Appropriated from:		
6	State restricted revenues	114,651,700	114,651,700
7	State general fund/general purpose	\$ 20,601,000	\$ 20,601,000
8	Schedule of programs:		
9	Convention facility development distribution	74,850,000	74,850,000
10	Senior citizen cooperative housing tax exemption		
11	program	12,020,000	12,020,000
12	Emergency 911 Payments	27,000,000	27,000,000
13	Health and safety fund grants	9,000,000	9,000,000
14	Commercial forest reserve	1,991,600	1,991,600
15	Purchased lands	5,097,900	5,097,900
16	Swamp and tax reverted lands	5,293,200	5,293,200
17	Sec. 19-109. REVENUE SHARING		
18	Revenue sharing	\$ 1,051,719,700	\$ 1,080,716,000
19	GROSS APPROPRIATION	\$ 1,051,719,700	\$ 1,080,716,000
20	Appropriated from:		
21	State restricted revenues	1,051,719,700	1,080,716,000
22	State general fund/general purpose	\$ 0	\$ 0
23	Schedule of programs:		
24	Constitutional state general revenue sharing grants	711,119,700	730,616,000
25	County incentive program	125,600,000	135,100,000
26	Economic vitality incentive program	210,000,000	210,000,000
27	Competitive grant assistance program	5,000,000	5,000,000
28	Sec. 19-110. DEBT SERVICE		
29	Debt service	\$ 140,554,900	\$ 159,964,000
30	GROSS APPROPRIATION	\$ 140,554,900	\$ 159,964,000
31	Appropriated from:		
32	State restricted revenues	5,514,500	5,514,500

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	State general fund/general purpose	\$ 135,040,400	\$ 154,449,500
2	<i>Schedule of programs:</i>		
3	Water pollution control bond and interest redemption	2,054,000	1,132,700
4	Quality of life bond	77,694,800	80,103,100
5	Clean Michigan initiative	54,300,900	59,191,000
6	Great Lakes water quality bond	6,505,200	19,537,200
7	Sec. 19-111. BUREAU OF STATE LOTTERY		
8	Full-time equated classified positions.....	183.0	183.0
9	Bureau of state lottery	\$ <u>47,000,100</u>	\$ <u>47,000,100</u>
10	GROSS APPROPRIATION	\$ 47,000,100	\$ 47,000,100
11	<i>Appropriated from:</i>		
12	State restricted revenues	47,000,100	47,000,100
13	State general fund/general purpose	\$ 0	\$ 0
14	<i>Schedule of programs:</i>		
15	Lottery operations	23,294,500	23,294,500
16	Promotion and advertising	18,622,000	18,622,000
17	Lottery information technology services and projects	5,083,600	5,083,600
18	Sec. 19-112. CASINO GAMING		
19	Full-time equated classified positions.....	126.0	126.0
20	Casino gaming	\$ <u>28,582,900</u>	\$ <u>28,582,900</u>
21	GROSS APPROPRIATION	\$ 28,582,900	\$ 28,582,900
22	<i>Appropriated from:</i>		
23	State restricted revenues	28,582,900	28,582,900
24	State general fund/general purpose	\$ 0	\$ 0
25	<i>Schedule of programs:</i>		
26	Michigan gaming control board	50,000	50,000
27	Casino gaming control administration	24,437,100	24,437,100
28	Racing commission	2,352,200	2,352,200
29	Casino gaming information technology services and		
30	projects	1,743,600	1,743,600
31	Sec. 19-113. INFORMATION TECHNOLOGY		
32	Information technology	\$ <u>17,661,500</u>	\$ <u>17,661,500</u>

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	GROSS APPROPRIATION	\$ 17,661,500	\$ 17,661,500
2	Appropriated from:		
3	Federal revenues	596,600	596,600
4	State restricted revenues	13,816,700	13,816,700
5	State general fund/general purpose	\$ 3,248,200	\$ 3,248,200
6	Schedule of programs:		
7	Treasury operations information technology services		
8	and projects	17,661,500	17,661,500
9	Sec. 19-114. MICHIGAN STRATEGIC FUND		
10	Full-time equated classified positions.....	422.0	422.0
11	Michigan strategic fund	\$ <u>710,731,200</u>	\$ <u>713,120,000</u>
12	GROSS APPROPRIATION	\$ 710,731,200	\$ 713,120,000
13	Appropriated from:		
14	Interdepartmental grant revenues	37,600	37,600
15	Federal revenues	490,752,100	491,539,700
16	Local revenues	4,433,500	4,433,500
17	Private revenues	5,380,000	5,380,000
18	State restricted revenues	81,567,300	82,784,000
19	State general fund/general purpose	\$ 128,560,700	\$ 128,945,200
20	Schedule of programs:		
21	Administration	2,989,200	2,989,200
22	Job creation services	18,124,400	18,124,400
23	Pure Michigan	25,000,000	25,000,000
24	Innovation and entrepreneurship	25,000,000	25,000,000
25	Business attraction and economic gardening	100,000,000	100,000,000
26	Talent fund for job training and skills development.	15,000,000	15,000,000
27	Community development block grants	47,000,000	47,000,000
28	Arts and cultural program	6,150,000	6,150,000
29	Michigan film office	859,400	859,400
30	GEAR-UP program grants	3,000,000	3,000,000
31	Carl D. Perkins grants	19,000,000	19,000,000
32	Adult basic education grants	20,000,000	20,000,000

		For Fiscal Year Ending Sept. 30, 2013	For Fiscal Year Ending Sept. 30, 2014
1	Adult education	2,751,100	2,751,100
2	Energy systems	4,610,900	4,610,900
3	Postsecondary education	2,738,700	2,738,700
4	Employment services	50,901,500	50,901,500
5	Wage and hour	132,300	132,300
6	Workforce development agency administrative		
7	services	2,239,400	2,239,400
8	Workforce program administration	13,848,200	13,848,200
9	Workforce training programs	250,798,500	250,798,500
10	Welfare-to-work programs	93,158,800	93,158,800
11	Workforce development agency rent and property		
12	management	1,483,500	1,483,500
13	Land bank fast track authority	2,993,900	2,993,900
14	Information technology services and projects	2,951,400	2,951,400
15	Active and retiree insurance and pension adjustment	0	2,388,800
16	Sec. 19-115. MICHIGAN STRATEGIC FUND - MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY		
17	Full-time equated classified positions.....	347.0	347.0
18	Michigan state housing development authority	\$ 230,382,200	\$ 230,382,200
19	GROSS APPROPRIATION	\$ 230,382,200	\$ 230,382,200
20	Appropriated from:		
21	Federal revenues	166,860,000	166,860,000
22	State restricted revenues	63,522,200	63,522,200
23	State general fund/general purpose	\$ 0	\$ 0
24	Schedule of programs:		
25	Payments on behalf of tenants	166,860,000	166,860,000
26	Housing and rental assistance	52,588,900	52,588,900
27	State historic preservation program	3,411,500	3,411,500
28	Lighthouse preservation program	307,500	307,500
29	Rent and administrative support	3,846,100	3,846,100
30	MSHDA technology services and projects	3,368,200	3,368,200
31			
32			

PART 2

PROVISIONS CONCERNING APPROPRIATIONS

FISCAL YEAR 2013

GENERAL SECTIONS

Sec. 19-201. Pursuant to section 30 of article IX of the state constitution of 1963, total state spending from state resources under part 1 for fiscal year 2012-2013 is \$1,881,561,800.00 and state spending from state resources to be paid to local units of government for fiscal year 2012-2013 is \$1,213,537,000.00. The itemized statement below identifies appropriations from which spending to local units of government will occur:

DEPARTMENT OF TREASURY

Senior citizen cooperative housing tax exemption	\$	12,020,000
Health and safety fund grants		9,000,000
Constitutional state general revenue sharing grants		711,119,700
Convention facility development fund distribution		74,850,000
Emergency 9-1-1 payments		23,800,000
County incentive program		125,600,000
Economic vitality incentive program		210,000,000
Competitive grant assistance program		5,000,000
Airport parking distribution pursuant to section 909		14,539,800
Michigan strategic fund		15,224,800
Payments in lieu of taxes		<u>12,382,700</u>
TOTAL.....	\$	1,213,537,000

Sec. 19-202. As used in this article:

(a) "Fund" means the Michigan strategic fund.

(b) "MEDC" means the Michigan economic development corporation, which is the public body corporate created under section 28 of article VII of the state constitution of 1963 and the urban cooperation act of 1967, 1967 (Ex Sess) PA 7, MCL 124.501 to 124.512, by contractual interlocal agreement effective April 5, 1999, between local participating economic development corporations formed under the economic development corporations act, 1974 PA 338, MCL 125.1601 to 125.1636, and the Michigan strategic fund.

(c) "GEAR-UP" means gaining early awareness and readiness for undergraduate programs.

(d) "MSHDA" means Michigan state housing development authority.

(e) "PILT" means payments in lieu of taxes.

DEPARTMENT OF TREASURY

OPERATIONS

Sec. 19-301. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$1,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$10,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$200,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$40,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 19-302. (1) Amounts needed to pay for interest, fees, principal, mandatory and optional redemptions, arbitrage rebates as required by federal law, and costs associated with the payment, registration, trustee services, credit enhancements, and issuing costs in excess of the amount appropriated to the department of treasury in part 1 for debt service on notes and bonds that are issued by the state under sections 14, 15, and 16 of article IX of the state constitution of 1963 as implemented by 1967 PA 266, MCL 17.451 to 17.455, are appropriated.

(2) In addition to the amount appropriated to the department of treasury for debt service in part 1, there is appropriated an amount for fiscal year cash-flow borrowing costs to pay for interest on interfund borrowing made under 1967 PA 55, MCL 12.51 to 12.53.

(3) In addition to the amount appropriated to the department of treasury for debt

1 service in part 1, there is appropriated all repayments received by the state on loans made
2 from the school bond loan fund not required to be deposited in the school loan revolving fund
3 by or pursuant to MCL 388.984, to the extent determined by the state treasurer, for the
4 payment of debt service, including, without limitation, optional and mandatory redemptions,
5 on bonds, notes or commercial paper issued by the state pursuant to 1961 PA 112, MCL 388.981
6 to 388.985.

7 Sec. 19-303. (1) From the funds appropriated in part 1, the department of treasury may
8 contract with private collection agencies and law firms to collect taxes and other accounts
9 due this state. In addition to the amounts appropriated in part 1 to the department of
10 treasury, there are appropriated amounts necessary to fund collection costs and fees not to
11 exceed 25% of the collections or 2.5% plus operating costs, whichever amount is prescribed by
12 each contract. The appropriation to fund collection costs and fees for the collection of
13 taxes or other accounts due this state are from the fund or account to which the revenues
14 being collected are recorded or dedicated. However, if the taxes collected are
15 constitutionally dedicated for a specific purpose, the appropriation of collection costs and
16 fees are from the general purpose account of the general fund.

17 (2) From the funds appropriated in part 1, the department of treasury may contract
18 with private collections agencies and law firms to collect defaulted student loans and other
19 accounts due the Michigan guaranty agency. In addition to the amounts appropriated in part 1
20 to the department of treasury, there are appropriated amounts necessary to fund collection
21 costs and fees not to exceed 24.34% of the collection or a lesser amount as prescribed by the
22 contract. The appropriation to fund collection costs and fees for the auditing and collection
23 of defaulted student loans due the Michigan guaranty agency is from the fund or account to
24 which the revenues being collected are recorded or dedicated.

25 Sec. 19-304. (1) The department of treasury, through its bureau of investments, may
26 charge an investment service fee against the applicable retirement funds. The fees may be
27 expended for necessary salaries, wages, contractual services, supplies, materials, equipment,
28 travel, worker's compensation insurance premiums, and grants to the civil service commission
29 and state employees' retirement funds. Service fees shall not exceed the aggregate amount
30 appropriated in part 1. The department of treasury shall maintain accounting records in
31 sufficient detail to enable the retirement funds to be reimbursed periodically for fee
32 revenue that is determined by the department of treasury to be surplus.

(2) In addition to the funds appropriated in part 1 from the retirement funds to the department of treasury, there is appropriated from retirement funds an amount sufficient to pay for the services of money managers, investment advisors, investment consultants, custodians, and other outside professionals, the state treasurer considers necessary to prudently manage the retirement funds' investment portfolios. The state treasurer shall report annually to the senate and house of representatives standing committees on appropriations and the state budget office concerning the performance of each portfolio by investment advisor.

Sec. 19-305. (1) There is appropriated an amount sufficient to recognize and pay expenditures for financial services provided by financial institutions as provided under section 1 of 1861 PA 111, MCL 21.181.

(2) The appropriations under subsection (1) shall be funded by restricting revenues from common cash interest earnings and investment earnings in an amount sufficient to record these expenditures.

Sec. 19-306. (1) The department of treasury shall charge for audits as permitted by state or federal law or under contractual arrangements, with local units of government, other principal executive departments, or state agencies. A report detailing audits performed and audit charges for the immediately preceding fiscal year shall be submitted to the state budget director and the senate and house fiscal agencies not later than November 30.

(2) A revolving fund known as the audit charges fund is created in the department of treasury. The contractual charges collected shall be credited to the audit charges fund and may be carried forward for future appropriation.

Sec. 19-307. A revolving fund known as the assessor certification and training fund is created in the department of treasury. The assessor certification and training fund shall be used to organize and operate a property assessor certification and training program. Each participant certified and trained shall pay to the department of treasury an examination fee of \$50.00, an initial certification fee of \$50.00, an annual renewal fee of \$75.00 for levels 1 and 2, and \$125.00 for levels 3 and 4 to offset the cost of administering the certification and training program. Training courses shall be offered in assessment administration. Each participant shall pay a fee to cover the expenses incurred in offering the optional programs to certified assessing personnel and other individuals interested in an assessment career opportunity. The fees collected shall be credited to the assessor certification and training

1 fund.

2 Sec. 19-308. A revolving fund known as the municipal finance fee fund is created in
3 the department of treasury. Fees are established under the revised municipal finance act,
4 2001 PA 34, MCL 141.2101 thru 141.2801 as amended and the fees collected shall be credited to
5 the municipal finance fee fund and may be carried forward for future appropriation.

6 Sec. 19-309. The amount appropriated in part 1 to the department of treasury, home
7 heating assistance program, is to cover the costs, including data processing, of
8 administering federal home heating credits to eligible claimants and to administer the
9 supplemental fuel cost payment program for eligible tax credit and welfare recipients.

10 Sec. 19-310. Revenue from the airport parking tax act, 1987 PA 248, MCL 207.371 to
11 207.383, is appropriated and shall be distributed under section 7a of the airport parking tax
12 act, 1987 PA 248, MCL 207.377a.

13 Sec. 19-311. The disbursement by the department of treasury from the bottle deposit
14 fund to dealers as required by section 3c(2) of 1976 initiated law 1, MCL 445.573c, is
15 appropriated.

16 Sec. 19-312. (1) There is appropriated an amount sufficient to recognize and pay
17 refundable income tax credits as provided by the management and budget act, 1984 PA 431, MCL
18 18.1101 to 18.1594.

19 (2) The appropriations under subsection (1) shall be funded by restricting income tax
20 revenue in an amount sufficient to record these expenditures.

21 Sec. 19-313. A plaintiff in a garnishment action involving this state shall pay to the
22 state treasurer 1 of the following:

23 (a) A fee of \$6.00 at the time a writ of garnishment of periodic payments is served
24 upon the state treasurer, as provided in section 4012 of the revised judicature act of 1961,
25 1961 PA 236, MCL 600.4012.

26 (b) A fee of \$6.00 at the time any other writ of garnishment is served upon the state
27 treasurer, except that the fee shall be reduced to \$5.00 for each writ of garnishment for
28 individual income tax refunds or credits filed by magnetic media.

29 Sec. 19-314. The department of treasury may contract with private firms to appraise
30 and, if necessary, appeal the assessments of senior citizen cooperative housing units.
31 Payment for this service shall be from savings resulting from the appraisal or appeal
32 process.

1 Sec. 19-315. The department of treasury may provide a \$200.00 annual prize from the
2 Ehlers internship award account in the gifts, bequests, and deposit fund to the runner-up of
3 the Rosenthal prize for interns. The Ehlers internship award account is interest bearing.

4 Sec. 19-316. Pursuant to section 61 of the Michigan campaign finance act, 1976 PA 388,
5 MCL 169.261, there is appropriated from the general fund to the state campaign fund an amount
6 equal to the amounts designated for tax year 2011. Except as otherwise provided in this
7 section, the amount appropriated shall not revert to the general fund and shall remain in the
8 state campaign fund. Any amounts remaining in the state campaign fund in excess of
9 \$10,000,000.00 on December 31 shall revert to the general fund.

10 Sec. 19-317. The department of treasury may make available to interested entities
11 otherwise unavailable customized unclaimed property listings of nonconfidential information
12 in its possession. The charge for this information is as follows: 1 to 100,000 records at 2.5
13 cents per record and 100,001 or more records at .5 cents per record. The revenue received
14 from this service shall be deposited to the appropriate revenue account or fund.

15 Sec. 19-318. There is appropriated for write-offs and advances an amount equal to
16 total write-offs and advances for departmental programs, but not to exceed current year
17 authorizations that would otherwise lapse to the general fund.

18 Sec. 19-319. In addition to funds appropriated in part 1, the department of treasury
19 may receive and expend funds for conducting tax orientation workshops and seminars. Funds
20 received may not exceed costs incurred in conducting the workshops and seminars.

21 Sec. 19-320. From funds appropriated in part 1, the department of treasury may
22 contract with private auditing firms to audit for and collect unclaimed property due this
23 state in accordance with the Michigan uniform unclaimed property act. In addition to the
24 amounts appropriated in part 1 to the department of treasury, there are appropriated amounts
25 necessary to fund auditing and collection costs and fees not to exceed 12% of the
26 collections, or a lesser amount as prescribed by the contract. The appropriation to fund
27 collection costs and fees for the auditing and collection of unclaimed property due this
28 state is from the fund or account to which the revenues being collected are recorded or
29 dedicated.

30 Sec. 19-321. In addition to the funds appropriated in part 1, the department of
31 treasury may receive and expend principal residence audit fund revenue for administration of
32 principal residence audits under the general property tax act, 1893 PA 206, MCL 211.1 to

1 211.155.

2 Sec. 19-322. (1) A public-private partnership investment fund is created in the
3 department of treasury. Subject to subsections (2) and (3), public-private partnership
4 investments shall include, but are not limited to, all of the following:

5 (a) Capital asset improvements including buildings, land, or structures.

6 (b) Energy resource exploration, extraction, generation, and sales.

7 (c) Financial and investment incentive opportunities.

8 (d) Infrastructure construction, maintenance, and operation.

9 (e) Public-private sector joint ventures that provide economic benefit to an area or
10 to the state.

11 (2) The state treasurer and the state budget director shall determine whether or not a
12 specific public-private partnership investment opportunity qualifies for funding under
13 subsection (1).

14 (3) Investment development revenue, including a portion of the proceeds from the sale
15 of any public-private partnership investment designated in subsection (1), shall be deposited
16 into the fund created in subsection (1) and shall be available for administration,
17 development, financing, marketing, and operating expenditures associated with public-private
18 partnerships, unless otherwise provided by law. Public-private partnership investments
19 authorized in subsection (1) are authorized for public or private operation or sale
20 consistent with state law. Expenditures from the fund are authorized for investment purposes
21 as designated in subsection (1) to enhance the marketable value of each investment. The
22 unencumbered balance remaining in the fund at the end of the fiscal year may be carried
23 forward for appropriation in future years.

24 (4) The department of treasury shall monitor the revenue deposited in the public-
25 private partnership investment fund created in subsection (1). If the revenue in the fund is
26 insufficient to pay the amount appropriated in part 1 for public-private partnership
27 investment, then treasury shall propose a legislative transfer to fund the line item for the
28 appropriations in part 1.

29 Sec. 19-323. Unexpended appropriations of the John R. Justice grant program are
30 designated as work project appropriations and shall not lapse at the end of the fiscal year
31 and shall continue to be available for expenditure until the project has been completed. The
32 following is in compliance with section 451a of the management and budget act, 1984 PA 431,

1 MCL 18.1451a:

2 (a) The purpose of the project is to provide student loan forgiveness to qualified
3 public defenders and prosecutors.

4 (b) The project will be accomplished by utilizing state employees or contracts with
5 private vendors, or both.

6 (c) The total estimated cost of the project is \$287,000.

7 (d) The tentative completion date is September 30, 2014.

8 Sec. 19-324. The department of treasury may provide receipt, warrant and cash
9 processing, data, collection, investment, fiscal agent, levy and warrant cost assessment,
10 writ of garnishment, and other user services on a contractual basis for other principal
11 executive departments and state agencies. Funds for the services provided are appropriated
12 and shall be expended for salaries and wages, fees, supplies, and equipment necessary to
13 provide the services. Any unobligated balance of the funds received shall revert to the
14 general fund of this state as of September 30.

15 Sec. 19-325. The department of treasury shall provide accounts receivable collections
16 services to other principal executive departments and state agencies under 1927 PA 375, MCL
17 14.131 to 14.134. The department of treasury shall deduct a fee equal to the cost of
18 collections from all receipts except unrestricted general fund collections. Fees shall be
19 credited to a restricted revenue account and appropriated to the department of treasury to
20 pay for the cost of collections. The department of treasury shall maintain accounting records
21 in sufficient detail to enable the respective accounts to be reimbursed periodically for fees
22 deducted that are determined by the department of treasury to be surplus to the actual cost
23 of collections.

24 Sec. 19-326. (1) The appropriation in part 1 to the department of treasury for
25 treasury fees shall be assessed against all restricted funds that receive common cash
26 earnings or other investment income. Treasury fees include all costs, including
27 administrative overhead, relating to the investment of each restricted fund. The fee assessed
28 against each restricted fund will be based on the size of the restricted fund (the absolute
29 value of the average daily cash balance plus the market value of investments in the prior
30 fiscal year) and the level of effort necessary to maintain the restricted fund as required by
31 each department.

32 (2) In addition to the funds appropriated in part 1, the department of treasury may

1 receive and expend investment fees relating to new restricted funding sources that
2 participate in common cash earnings or other investment income during the current fiscal
3 year. When a new restricted fund is created starting on or after October 1, that restricted
4 fund shall be assessed a fee using the same criteria identified in subsection (1).

5 Sec. 19-327. Revenue received under the Michigan education trust act, 1986 PA 316, MCL
6 390.1421 to 390.1442, may be expended by the board of directors of the Michigan education
7 trust for necessary salaries, wages, supplies, contractual services, equipment, worker's
8 compensation insurance premiums, and grants to the civil service commission and state
9 employees' retirement fund.

10 Sec. 19-328. (1) The department of treasury may expend revenues received under the
11 hospital finance authority act, 1969 PA 38, MCL 331.31 to 331.84, the shared credit rating
12 act, 1985 PA 227, MCL 141.1051 to 141.1076, the higher education facilities authority act,
13 1969 PA 295, MCL 390.921 to 390.934, the Michigan public educational facilities authority,
14 Executive Reorganization Order No. 2002-3, MCL 12.192, the Michigan tobacco settlement
15 finance authority act, 2005 PA 226, MCL 129.261 to 129.279, the land bank fast track act,
16 2003 PA 258, MCL 124.751 to 124.774, part 505 of the natural resources and environmental
17 protection act, 1994 PA 451, MCL 324.50501 to 324.50522, the state housing development
18 authority act of 1966, 1966 PA 346, MCL 125.1401 to 125.1499c, and the Michigan finance
19 authority, Executive Reorganization Order No. 2010-2, MCL 12.194, for necessary salaries,
20 wages, supplies, contractual services, equipment, worker's compensation insurance premiums,
21 grants to the civil service commission and state employees' retirement fund, and other
22 expenses as allowed under those acts.

23 24 **REVENUE SHARING**

25 Sec. 19-401. The funds appropriated in part 1 for constitutional revenue sharing shall
26 be distributed by the department to cities, villages, and townships, as required under
27 section 10 of article IX of the state constitution of 1963. Revenue collected in accordance
28 with section 10 of article IX of the state constitution of 1963 in excess of the amount
29 appropriated in part 1 for constitutional revenue sharing is appropriated for distribution to
30 cities, villages, and townships, on a population basis as required under section 10 of
31 article IX of the state constitution of 1963.

32 Sec. 19-402. From the funds appropriated in part 1 and in section 19-1001 for

competitive grant assistance, \$25,000,000.00 is to be used for assistance grants to cities, villages, townships, and counties to offset the costs associated with mergers, interlocal agreements, and cooperative efforts for those cities, villages, townships, and counties that elect to combine government operations. The department of treasury shall develop an application process and method of grant distribution.

Sec. 19-403. (1) (a) From the funds appropriated in part 1 to the economic vitality incentive program, \$210,000,000.00 is to be used for grants to cities, villages, and townships such that, subject to fulfilling the requirements under subsection (2) (a), (b), or (c), each city, village, or township that received a payment under section 950(2), 2009 PA 128, greater than \$4,500.00 will be eligible to receive a maximum of 67.837363% of its total payment received under section 950(2), 2009 PA 128, rounded to the nearest dollar. For the purposes of this subsection, any city or village that according to the 2010 federal decennial census is determined to have population in more than 1 county will be treated as a single entity when determining the payment received under section 950(2), 2009 PA 128.

(b) From the funds appropriated in part 1 for the county incentive program, \$125,600,000.00 is to be used for grants to counties such that, each county is eligible to receive an amount equal to the amount by which the balance in its revenue sharing reserve fund under section 44a of the general property tax act, 1893 PA 206, MCL 211.44a, for the county's most recent fiscal year that ends prior to the January 1 of the state's fiscal year is less than the amount calculated under section 44a(13) of the general property tax act, 1893 PA 206, MCL 211.44a, for the county fiscal year that begins in the state's fiscal year. The amount calculated under this subsection shall be adjusted as necessary to reflect partial county fiscal years and prorated based on the total amount appropriated for distribution to all eligible counties. Payments under this subsection will be distributed to an eligible county subject to the county fulfilling the requirements under subsection (2) (a), (b), or (c).

(2) Cities, villages, townships, and counties eligible to receive a potential payment from the allocation under subsection (1) (a) or (1) (b) may qualify to receive payments under 1 or more of the following 3 categories:

(a) Category 1, accountability and transparency, requires each eligible city, village, township, or county to certify that by October 1, 2012, or the first day of a payment month it has produced a citizen's guide of its most recent local finances, including a recognition

1 of its unfunded liabilities, a performance dashboard, and a projected budget report including
2 at a minimum 3 years of revenues and expenditures, a detailed listing of its debt service
3 requirements, and an explanation of the assumptions used for the projections. The citizen's
4 guide, performance dashboard and projected budget report shall be made available for public
5 viewing in the city, village, township, or county clerk's office and/or posted on a publicly
6 accessible Internet site. Each city, village, township, and county applying for a payment
7 under this category shall submit a copy of the citizen's guide, a copy of the performance
8 dashboard, and a copy of the projected budget report to the department of treasury.

9 (b) Category 2, consolidation of services, requires each eligible city, village,
10 township, or county to certify that by January 1, 2013, or the first day of a payment month,
11 it has produced a consolidation plan. The consolidation plan shall be made readily available
12 for public viewing in the city, village, township, or county clerk's office and/or posted on
13 a publicly accessible Internet site. Each city, village, township and county applying for a
14 payment under this category shall submit a copy of the consolidation plan to the department
15 of treasury. At a minimum, the consolidation plan shall include the following:

16 (i) For a city, village, township, or county that is submitting a consolidation plan
17 for the first time, the plan shall include a listing of any previous services consolidated
18 with an estimated cost savings amount for each consolidation. In addition, the plan shall
19 include one or more new proposal(s) to increase its existing level of cooperation,
20 collaboration and consolidation either within the jurisdiction or with other jurisdictions,
21 an estimate of the potential savings amount, and a timeline for implementing the new
22 proposal.

23 (ii) For a city, village, or township that has submitted a consolidation plan in the
24 previous fiscal year, the plan shall include an update on the status of the new proposals
25 that were in the previous year's consolidation plan, including whether or not the previously
26 proposed plan has been fully implemented, a listing of the barriers experienced in
27 implementing the proposal and a timeline of the steps to accomplish the proposed plan. In
28 addition, the plan shall include one or more new proposal(s) to increase its existing level
29 of cooperation, collaboration and consolidation either within the jurisdiction or with other
30 jurisdictions, an estimate of the potential savings amount and a timeline for implementing
31 the new proposal.

32 (c) Category 3, employee compensation, requires each eligible city, village, township,

1 or county to certify that by May 1, 2013, or the first day of a payment month, it has
2 produced an employee compensation plan. The employee compensation plan shall be made
3 available for public viewing in the city, village, township, or county clerk's office and/or
4 posted on a publicly accessible Internet site. Each city, village, township and county
5 applying for a payment under this category shall submit a copy of the employee compensation
6 plan to the department of treasury.

7 (i) For a city, village, township, or county that is submitting an employee
8 compensation plan for the first time, the plan shall include a description of how the city,
9 village, township, or county will implement the conditions established in (iii), (iv) and (v)
10 of this subsection with all new, modified, or extended contracts or employment agreements,
11 for employees not covered under contract, entered into after September 30, 2012. In
12 addition, the plan shall include a listing of all contracts or employment agreements and
13 include the contract expiration date and the date the contracts were or will be entered into.
14 All new, modified, or extended contracts or employment agreements entered into after
15 September 30, 2012 shall be in compliance with the conditions in (iii), (iv) and (v) of this
16 subsection.

17 (ii) For a city, village, or township that has submitted an employee compensation plan
18 in the previous year, the city, village, or township shall produce an updated employee
19 compensation plan that includes a report on how the previous year's plan was implemented
20 and/or a description of the barriers experienced in implementing the proposed plan. In
21 addition the updated plan shall include a listing of all contracts or employment agreements
22 and include the contract expiration date and the date the contracts were or will be entered
23 into. All new, modified, or extended contracts or employment agreements entered into after
24 September 30, 2012 shall be in compliance with the conditions in (iii), (iv) and (v) of this
25 subsection.

26 (iii) New hires who are eligible for retirement plans are placed on retirement plans
27 that cap annual employer contributions at 10% of base salary for employees who are eligible
28 for social security benefits. For employees who are not eligible for social security
29 benefits, the annual employer contribution is capped at 16.2% of base salary.

30 (iv) For defined benefit pension plans, a maximum multiplier of 1.5% for all employees
31 who are eligible for social security benefits, except, where postemployment health care is
32 not provided, the maximum multiplier shall be 2.25%. For all employees who are not eligible

1 for social security benefits, a maximum multiplier of 2.25%, except, where postemployment
2 health care is not provided, the maximum multiplier shall be 3.0%.

3 (v) For defined benefit pension plans, final average compensation for all employees is
4 calculated using a minimum of 3 years of compensation and shall not include more than a total
5 of 240 hours of accrued leave paid at separation. Overtime hours shall not be used in
6 computing the final average compensation for an employee.

7 (3) Economic vitality incentive program payments and county incentive program payments
8 are subject to the following conditions:

9 (a) In order for a city, village, township, or county to qualify for a category under
10 subsection (2) (a), (b), or (c), the city, village, township, or county shall meet every
11 criteria for that category including a certification to the department that it has met the
12 required criteria for that category and submission of the required citizen's guide,
13 performance dashboard, and projected budget report; consolidation plan; or the employee
14 compensation plan as required by subsection (2) (a), (b), or (c), respectively. A department
15 of treasury review of the citizen's guide, performance dashboard, projected budget report,
16 consolidation plan or employee compensation plan is not required in order for a city,
17 village, township, or county to receive a payment under subsection (1). The department shall
18 develop a certification process and method for cities, villages, townships, and counties to
19 follow.

20 (b) For each category that a city, village, township, or county qualifies for in
21 subsection (2), the city, village, township, or county shall receive 1/3 of its potential
22 economic vitality incentive program payment amount or 1/3 of its potential county incentive
23 program payment amount calculated in subsection (1).

24 (c) Payments under this section shall be issued to cities, villages, townships and
25 counties for each category in subsection (2) until the specified due date for the category.
26 After the specified due date for the category, payments shall be made to a city, village,
27 township, or county only if that city, village, township, or county has complied with
28 subdivision (a).

29 (d) If a city, village, township, or county does not provide the required
30 certification or fails to submit the required citizen's guide, performance dashboard,
31 projected budget report, consolidation plan, or the employee compensation plan by the first
32 day of a payment month, the city, village, township, or county shall forfeit the payment in

1 that payment month for the uncertified category in subsection (2).

2 (e) Any city, village, township, or county that falsifies certification documents
3 shall forfeit any future economic vitality incentive program payments or county incentive
4 program payments and shall repay this state all economic vitality incentive program payments
5 or county incentive program payments it has received under subsection (1) (a) or (1) (b).

6 (f) Economic vitality incentive program payments under this section shall be
7 distributed on the last business day of October, December, February, April, June, and August.
8 County incentive program payments under this section shall be distributed on the last
9 business day of November, January, March, May, July, and September.

10 (g) Payments distributed under this section may be withheld pursuant to section 17a
11 and 21 of the Glenn Steil state revenue sharing act of 1971, 1971 PA 140, MCL 141.917a and
12 141.921.

13 (4) The unexpended funds appropriated in part 1 for the economic vitality incentive
14 program and the county incentive program may be available for expenditures for competitive
15 grant assistance projects under section 19-402.

16 Sec. 19-404. (1) All cities, villages, townships, and counties that offer health care
17 benefits to their employees or elected public officials and are eligible to receive a
18 potential payment from the allocation under section 19-403 shall certify to the department of
19 treasury by April 1, 2013, that they are in compliance with section 3, section 4 and section
20 5 of the Publicly Funded Health Insurance Contribution Act, 2011 PA 152, MCL 15.563 to MCL
21 15.565. Dental and vision coverage are not considered health care benefits. The department
22 shall develop a certification process and method for cities, villages, townships and counties
23 to follow.

24 (2) All cities, villages, townships and counties that do not offer health care
25 benefits to their employees or elected public officials and are eligible to receive a
26 potential payment from the allocation under section 19-403 shall certify to the department of
27 treasury by April 1, 2013, that they do not offer health care benefits to their employees or
28 elected public officials. Dental and vision coverage are not considered health care
29 benefits. The department shall develop a certification process and method for cities,
30 villages, townships and counties to follow.

31 (3) A city, village, township, or county that fails to comply with subsection (1) or
32 subsection (2) shall receive a 10% reduction to all payments issued under section 19-403.

1 Sec. 19-405. The department of treasury shall annually certify to the state budget
2 director the amount each county is authorized to expend from its revenue sharing reserve
3 fund.

4
5 **BUREAU OF STATE LOTTERY**

6 Sec. 19-501. In addition to the funds appropriated in part 1 to the bureau of state
7 lottery, there is appropriated from lottery revenues the amount necessary for, and directly
8 related to, implementing and operating lottery games. Appropriations under this section shall
9 only be expended for contractually mandated payments for vendor commissions, contractually
10 mandated payments for instant tickets intended for resale, the contractual costs of providing
11 and maintaining the online system communications network, and incentive and bonus payments to
12 lottery retailers.

13
14 **CASINO GAMING**

15 Sec. 19-601. From the revenue collected by the Michigan gaming control board regarding
16 the total annual assessment of each casino licensee, \$2,000,000.00 is appropriated and shall
17 be deposited in the compulsive gaming prevention fund as described in section 12a(5) of the
18 Michigan gaming control and revenue act, initiated law of 1996, MCL 432.212a.

19 Sec. 19-602. (1) Funds appropriated in part 1 for local government programs may be
20 used to provide assistance to a local revenue sharing board referenced in an agreement
21 authorized by the Indian gaming regulatory act, Public Law 100-497.

22 (2) A local revenue sharing board described in subsection (1) shall comply with the
23 open meetings act, 1976 PA 267, MCL 15.261 to 15.275, and the freedom of information act,
24 1976 PA 442, MCL 15.231 to 15.246.

25 (3) A county treasurer is authorized to receive and administer funds received for and
26 on behalf of a local revenue sharing board. Funds appropriated in part 1 for local government
27 programs may be used to audit local revenue sharing board funds held by a county treasurer.
28 This section does not limit the ability of local units of government to enter into agreements
29 with federally recognized Indian tribes to provide financial assistance to local units of
30 government or to jointly provide public services.

31 (4) A local revenue sharing board described in subsection (1) shall comply with all
32 applicable provisions of any agreement authorized by the Indian Gaming Regulatory Act, Public

1 Law 100-497, in which the local revenue sharing board is referenced, including but not
2 limited to, the disbursement of tribal casino payments received under applicable provisions of
3 the Tribal-State Class III Gaming Compact(s) in which those funds are received.

4 (5) The director of the department of state police and the executive director of the
5 Michigan gaming control board are authorized to assist the local revenue sharing boards in
6 determining allocations to be made to local public safety organizations.

7 (6) The department of treasury shall submit a report by September 30 to the senate and
8 house of representatives standing committees on appropriations and the state budget director
9 on the receipts and distribution of revenues by local revenue sharing boards.

10 Sec. 19-603. If revenues collected in the state services fee fund are less than the
11 amounts appropriated from the fund, available revenues shall be used to fully fund the
12 appropriation in part 1 of this article for casino gaming regulation activities before
13 distributions are made to other state departments and agencies. If the remaining revenue in
14 the fund is insufficient to fully fund appropriations to other state departments or agencies,
15 the shortfall shall be distributed proportionally among those departments and agencies.

16 Sec. 19-604. The executive director of the Michigan gaming commission may pay rewards
17 of not more than \$5,800.00 to a person who provides information that results in the arrest
18 and conviction on a felony or misdemeanor charge for a crime that involves the horse racing
19 industry. A reward paid pursuant to this section shall be paid out of the appropriation in
20 part 1 for the racing commission.

21 Sec. 19-605. All appropriations from the Michigan agriculture equine industry
22 development fund, except for the racing commission and laboratory analysis program
23 appropriations, shall be reduced proportionately if revenue to the Michigan agriculture
24 equine industry development fund declines during the fiscal year ending September 30, 2012 to
25 a level lower than the amount appropriated in part 1.

26 Sec. 19-606. The Michigan gaming control board shall use actual expenditure data in
27 determining the actual regulatory costs of conducting racing dates and shall provide that
28 data to the senate and house appropriations subcommittees on agriculture and general
29 government and the senate and house fiscal agencies. The Michigan gaming control board shall
30 not be reimbursed for more than the actual regulatory cost of conducting race dates. If a
31 certified horsemen's organization funds more than the actual regulatory costs, the balance
32 shall remain in the agriculture equine industry development fund to be used to fund

subsequent race dates conducted by race meeting licensees with which the certified horsemen's organization has contracts. If a certified horsemen's organization funds less than the actual regulatory costs of the additional horse racing dates, the Michigan gaming control board shall reduce the number of future race dates conducted by race meeting licensees with which the certified horsemen's organization has contracts. Prior to the reduction in the number of authorized race dates due to budget deficits, the executive director of the Michigan gaming control board shall provide notice to the certified horsemen's organizations with an opportunity to respond with alternatives. In determining actual costs, the Michigan gaming control board shall take into account that each specific breed may require different regulatory mechanisms.

MICHIGAN STRATEGIC FUND - GENERAL

Sec.19-701. (1) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$50,000,000.00 for federal contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(2) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$5,000,000.00 for state restricted contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(3) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$100,000.00 for local contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

(4) In addition to the funds appropriated in part 1, there is appropriated an amount not to exceed \$5,000,000.00 for private contingency funds. These funds are not available for expenditure until they have been transferred to another line item in this article under section 393(2) of the management and budget act, 1984 PA 431, MCL 18.1393.

Sec. 19-702. (1) From the general fund/general purpose appropriations in part 1 to the fund and granted or transferred to the MEDC, any unexpended or unencumbered balance shall be disposed of in accordance with the requirements in the management and budget act, 1984 PA

431, MCL 18.1101 to 18.1594, unless carryforward authorization has been otherwise provided for.

(2) Any encumbered funds shall be used for the same purposes for which funding was originally appropriated in this article.

Sec. 19-703. (1) As a condition of receiving funds under part 1, the fund shall ensure that the MEDC and the fund comply with all of the following:

(a) The freedom of information act, 1976 PA 442, MCL 15.231 to 15.246.

(b) The open meetings act, 1976 PA 267, MCL 15.261 to 15.275.

(c) Annual audits of all financial records by the auditor general or his or her designee.

(d) All reports required by law to be submitted to the legislature.

(2) If the MEDC is unable for any reason to perform duties under this article, the fund may exercise those duties.

Sec. 19-704. Federal pass-through funds to local institutions and governments that are received in amounts in addition to those included in part 1 and that do not require additional state matching funds are appropriated for the purposes intended. The fund may carry forward into the succeeding fiscal year unexpended federal pass-through funds to local institutions and governments that do not require additional state matching funds. The fund shall report the amount and source of the funds to the senate appropriation subcommittee on economic development, the house appropriation subcommittee on general government, the senate and house fiscal agencies, and the state budget office within 10 business days after receiving any additional pass-through funds.

MICHIGAN STRATEGIC FUND - ECONOMIC DEVELOPMENT

Sec. 19-801. In addition to the appropriations in part 1, Travel Michigan may receive and expend private revenue related to the use of "Pure Michigan" and all other copyrighted slogans and images. This revenue may come from the direct licensing of the name and image or from the royalty payments from various merchandise sales. Revenue collected is appropriated for the marketing of the state as a travel destination. The funds are available for expenditure when they are received by the department of treasury.

Sec. 19-802. As a condition of receiving funds under part 1, any interlocal agreement entered into by the fund shall include language which states that if a local unit of

1 government has a contract or memorandum of understanding with a private economic development
2 agency, the MEDC will work cooperatively with that private organization in that local area.

3 Sec. 19-803. The Michigan council for the arts and cultural affairs may charge a
4 nonrefundable application fee for arts and cultural grant applications. Application fees
5 shall be deposited in the council for the arts fund and are appropriated for expenses
6 necessary to administer the arts and cultural grant programs. These funds are available for
7 expenditure when they are received and may be carried forward to the following fiscal year.

8 Sec. 19-804. In addition to the amounts appropriated in part 1 for the administration
9 of the land bank fast track authority, the authority may expend revenues received under the
10 land bank fast track act, 2003 PA 258, MCL 124.751 to 124.774, for the purposes authorized by
11 the act including, but not limited to, the acquisition, lease, management, demolition,
12 maintenance, or rehabilitation of real or personal property, payment of debt service for
13 notes or bonds issued by the authority, and other expenses to clear or quiet title property
14 held by the authority.

15 Sec. 19-805. (1) The fund shall publish the "activities classification structure data
16 book" for Michigan community colleges on or before March 1.

17 (2) The fund shall compile information received from community colleges on North
18 American Indian tuition waivers granted pursuant to 1976 PA 174, MCL 390.1251 to 390.1253,
19 and shall submit this compilation to the house and senate appropriations subcommittees on
20 community colleges, the fiscal agencies, and the state budget director by March 1.

21 (3) The fund shall compile information received from community colleges on the number
22 and types of associate degrees and other certificates awarded during the previous fiscal year
23 and shall submit this compilation to the house and senate appropriations subcommittees on
24 community colleges, the fiscal agencies, and the state budget director by March 1.

25 (4) The fund shall place the reports required in this section on a publically
26 accessible internet site.

27 Sec. 19-806. The fund shall administer the jobs, education, and training program in
28 accordance with the requirements of section 407(d) of title IV of the social security act, 42
29 USC 607, the state social welfare act, 1939 PA 280, MCL 400.1 to 400.119b, and all other
30 applicable laws and regulations.

31 Sec. 19-807. In addition to the funds appropriated in part 1, any unencumbered and
32 unrestricted federal workforce investment act or trade adjustment assistance funds available

1 from prior fiscal years are appropriated for the purposes originally intended.

2
3 **MICHIGAN STRATEGIC FUND - MICHIGAN STATE HOUSING DEVELOPMENT AUTHORITY**

4 Sec. 19-901. In addition to the funds appropriated in part 1, the funds collected by
5 state historic preservation programs for document reproduction and services and application
6 fees are appropriated for all expenses necessary to provide the required services. These
7 funds are available for expenditure when they are received and may be carried forward into
8 the succeeding fiscal year.

9
10 **ONE-TIME BASIS ONLY**

11 Sec. 19-1001. For the state fiscal year ending September 30, 2013, there is
12 appropriated, on a 1-time basis only, \$25,452,400.00 from general fund/general purpose
13 revenue and related federal and state restricted revenue for the following purposes:

14	Film incentive funding	\$ 25,000,000
15	Competitive grant assistance program	20,000,000
16	State employee lump sum payments	<u>3,878,400</u>
17	GROSS APPROPRIATION	\$ 48,878,400

18 Appropriated from:

19	Interdepartmental grant revenues	112,800
20	Federal revenues	580,200
21	State restricted revenues	22,733,000
22	State general fund/general purpose	25,452,400

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14 **Article 20**

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16 **MISCELLANEOUS**
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29 PART 1

30 PROVISIONS CONCERNING APPROPRIATIONS

31 Sec. 20-101. The appropriations in this bill are subject to the following provisions
32 concerning appropriations for the fiscal year ending September 30, 2013:

1 GENERAL SECTIONS

2 Sec. 20-201. (1) Pursuant to section 30 of article IX of the state constitution of
3 1963, total state spending from state sources for fiscal year 2012-2013 is estimated at
4 \$14,737,137,300.00 in the 2012-2013 appropriations acts and total state spending from state
5 sources paid to local units of government for fiscal year 2012-2013 is estimated at
6 \$3,939,300,300.00. The state-local proportion is estimated at 55.6% of total state spending
7 from state resources.

8 (2) If payments to local units of government and state spending from state sources for
9 fiscal year 2012-2013 are different than the amounts estimated in subsection (2), the state
10 budget director shall report the payments to local units of government and state spending
11 from state sources that were made for fiscal year 2012-2013 to the senate and house of
12 representatives standing committees on appropriations within 30 days after the final book-
13 closing for fiscal year 2012-2013.

14 Sec. 20-202. The appropriations authorized under this bill are subject to the
15 management and budget act, 1984 PA 431, MCL 18.1101 to 18.1594.

16 Sec. 20-203. The departments and agencies receiving appropriations in part 1 shall use
17 the Internet to fulfill the reporting requirements of this act. This requirement may include
18 transmission of reports via electronic mail to the recipients identified for each reporting
19 requirement, or it may include placement of reports on an Internet or Intranet site.

20 Sec. 20-204. Not later than November 30, the state budget office shall prepare and
21 transmit a report that provides for estimates of the total general fund/general purpose
22 appropriation lapses at the close of the prior fiscal year. This report shall summarize the
23 projected year-end general fund/general purpose appropriation lapses by major departmental
24 program or program areas. The report shall be transmitted to the office of the state budget,
25 the chairpersons of the senate and house appropriations committees, and the senate and house
26 fiscal agencies.

27 Sec. 20-205. The department of technology, management and budget shall maintain a
28 searchable website accessible by the public at no cost that includes, but is not limited to,
29 all of the following for each department or agency:

30 (a) Fiscal year-to-date expenditures by category.

31 (b) Fiscal year-to-date expenditures by appropriation unit.

32 (c) Fiscal year-to-date payments to a selected vendor, including the vendor name,

1 payment date, payment amount, and payment description.

2 (d) The number of active department employees by job classification.

3 (e) Job specifications and wage rates.

4 Sec. 20-206. Within 14 days after the release of the executive budget recommendation,
5 the state budget office shall provide the senate and house appropriations chairs, the senate
6 and house appropriations subcommittees chairs, and the senate and house fiscal agencies with
7 an annual report on estimated state restricted fund balances, state restricted fund projected
8 revenues, and state restricted fund expenditures for the fiscal years ending September 30,
9 2012 and September 30, 2013.

10 Sec. 20-207. Pursuant to section 352 of the management and budget act, 1984 PA 431,
11 MCL 18.1352, which provides for a transfer of state general funds into or out of the
12 countercyclical budget and economic stabilization fund, there is appropriated from the
13 general fund/general purpose revenue for deposit into the countercyclical budget and economic
14 stabilization fund the sum of \$130,000,000.00. The calculation required by section 352 of the
15 management and budget act, 1984 PA 431, MCL 18.1352, is determined as follows:

	<u>2012</u>	<u>2013</u>
16 Michigan personal income (millions)	\$ 372,355	\$ 382,781
17 less: transfer payments.....	\$ <u>84,544</u>	\$ <u>87,080</u>
18 Subtotal.....	\$ 287,811	\$ 295,701
19 Divided by: Detroit Consumer Price Index for 12 months		
20 ending June 30.....	2.153	2.192
21 Equals: real adjusted Michigan personal income	\$ 133,692	\$ 134,928
22 Percentage change		0.9%
23 Percentage change in excess of 2%		0.0%
24 Multiplied by: estimated general fund/general purpose		
25 revenue in fiscal year 2012-2013 (millions).....		9,034.6
26 Equals: countercyclical budget and economic stabilization		
27 fund payout calculation for the fiscal year ending		
28 September 30, 2013.....		\$0.0

30

31 **REVENUE STATEMENT**

32 Sec. 20-301. Pursuant to section 18 of article V of the state constitution of 1963,

1 fund balances and estimates are presented in the following statement:

2 BUDGET RECOMMENDATIONS BY OPERATING FUNDS

3 (Amounts in millions)

4 Fiscal Year 2012-2013

5				
6			Beginning	
7			Available	Estimated Ending
8		<u>Fund</u>	<u>Balance</u>	<u>Revenue</u> <u>Balance</u>
9	OPERATING FUNDS			
10	General fund/general purpose	0110	541.9	8,684.0 73.9
11	General fund/special purpose		910.0	22,462.3 213.3
12	Special Revenue Funds:			
13	Countercyclical budget and			
14	economic stabilization	0111	261.1	3.1 264.2
15	Game and fish protection	0112	3.3	62.5 2.9
16	Michigan employment security act			
17	administration	0113	10.9	5.1 18.6
18	State aeronautics	0114	5.0	106.0 0.0
19	Michigan veterans' benefit trust	0115	0.0	5.2 0.0
20	State trunkline	0116	0.0	1,838.8 0.0
21	Michigan state waterways	0117	2.0	26.7 2.4
22	Blue Water Bridge	0118	0.0	23.6 0.0
23	Michigan transportation	0119	0.0	1,865.7 0.0
24	Comprehensive transportation	0120	18.7	322.7 0.0
25	School aid	0122	0.0	12,956.0 0.0
26	Game and fish protection trust	0124	0.0	7.0 0.0
27	State park improvement	0125	0.1	5.2 0.1
28	Forest development	0126	2.5	31.2 0.0
29	Michigan natural resources trust	0129	28.3	25.7 27.6
30	Michigan state parks endowment	0130	5.3	40.1 1.1
31	Safety education and training	0131	5.3	8.1 4.4
32	Bottle deposit	0136	0.0	13.4 0.0

1			Beginning		
2			Available	Estimated	Ending
3		<u>Fund</u>	<u>Balance</u>	<u>Revenue</u>	<u>Balance</u>
4	State construction code	0138	3.8	13.1	5.9
5	Children's trust	0139	1.1	2.9	1.1
6	State casino gaming	0140	2.3	34.7	2.4
7	Michigan nongame fish and wildlife	0143	0.1	0.3	0.0
8	Michigan merit award trust	0154	0.0	113.6	0.0
9	Outdoor recreation legacy	0162	0.2	2.9	0.0
10	Off-road vehicle account	0163	0.1	3.3	0.0
11	Snowmobile account	0164	1.4	11.4	1.2
12	Silicosis dust disease and logging	0870	2.0	0.9	1.4
13	Utility consumer representation	0893	2.6	1.1	2.3
14	TOTALS		\$1,807.5	\$48,676.6	\$622.8